

CITY OF FORT LAUDERDALE
UNSAFE STRUCTURES BOARD
THURSDAY, JANUARY 15, 2015 AT 3:00 P.M.
1ST FLOOR COMMISSION CHAMBERS
CITY HALL

Cumulative
Attendance
10/14 through
9/15

Board Members

Attendance Present Absent

| | | | |
|------------------------------|---|---|---|
| Michael Weymouth, Chair | P | 3 | 0 |
| Joe Holland, Vice Chair | P | 2 | 1 |
| John Barranco [Arrived 3:08] | P | 2 | 1 |
| Joe Crognale | P | 3 | 0 |
| Pat Hale | P | 3 | 0 |
| Don Larson | P | 3 | 0 |
| John Phillips [Arrived 3:06] | P | 3 | 0 |
| Ian Seitel | P | 1 | 0 |
| Thornie Jarrett | P | 3 | 0 |

City Staff

Lori Grossfeld, Board Secretary
Porshia Goldwire, Administrative Aide
Rhonda Hasan, Assistant City Attorney
Shani Allman, Clerk III
Deanna Bojman, Clerk III
Yvette Ketor, Clerk III
Leroy Jones, Building Inspector
Alex Hernandez, Assistant Building Official
George Oliva, Building Inspector
Jamie Opperee, ProtoType Inc. Recording Clerk

Communication to the City Commission

None

Witnesses and Respondents

CE14072163: Alena Hernandez, executive assistant; Matthew Mitchell, environmental consultant

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| <u>Case Number</u> | <u>Respondent</u> | <u>Page</u> |
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| 1. CE14080649 | LAWRENCE, DANE & NADIN | <u>20</u> |
| | 936-936 SW 16 TER (TANGELO ISLE) | |
| Disposition: | Withdrawn. | |
| | | |
| 2. CE14100952 | BH NEHAMA CAPITAL LLC | <u>20</u> |
| | 2550 NW 19 ST | |
| Disposition: | The Board found the violations existed as cited and granted the owner 30 days to demolish the structure or the City will demolish the structure. Board approved 9-0. | |
| | | |
| 3. CE14081499 | WEES, BASIL G & ELLEN L | <u>25</u> |
| | 442 SW 22 TER | |
| Disposition: | Withdrawn. | |
| | | |
| 4. CE14072163 | DOWNTOWN FORT LAUDERDALE WATERFRONT | <u>25</u> |
| | 413 SW 3 AVE | |
| Disposition: | Motion to grant a thirty-day extension of time for the owner to conduct emergency repairs failed 0-9. | |
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| | Communication to the City Commission | <u>85</u> |
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| | Other items and announcements | <u>86</u> |
| | For the Good of the City | <u>86</u> |

The regular meeting of the Unsafe Structures Board convened at 3:00 p.m. in the 1st Floor Commission Chambers, City Hall, 100 North Andrews Avenue, Ft. Lauderdale, Florida.

1 MR. HOLLAND: Point of order.

2 CHAIR WEYMOUTH: Go ahead.

3 MR. HOLLAND: Yes, a couple things, I got noticed on
4 one of these cases and I think it would be good if we do
5 disclosures. I'm going to do them. If anybody else wants to
6 or not want to that's their choice.

7 CHAIR WEYMOUTH: You may be the only person that got
8 something.

9 MR. HOLLAND: Yes.

10 CHAIR WEYMOUTH: I don't know. I didn't so, yes,
11 any time, yes, I don't know if we need to do that before every
12 case but it should be generally known that if anybody has any
13 contact or receives any information or has any involvement
14 with something they need to disclose it at the outset of that
15 case.

16 MR. HOLLAND: We might want to visit it later at the
17 end of the meeting, talk about having a formal line item for
18 disclosures at the beginning of the meeting unless you want to
19 do it now.

20 CHAIR WEYMOUTH: I'll leave that up to counsel as to
21 whether we need to.

22 MR. HOLLAND: Well, it might be our choice.

23 CHAIR WEYMOUTH: Again if you -- I think it's a
24 standing thing that we all know that if we get, if not, then
25 yes, we certainly need to disclose it which I think I just did

1 but we don't need to announce it prior to every case as --

2 MS. HASAN: No sir.

3 CHAIR WEYMOUTH: Okay. Yes, just a standing order
4 that if you, any case, obviously, I think you're saying that
5 you've been contacted on this case.

6 MR. HOLLAND: Well, based on certain concerns, if I
7 do, I would certainly want all my colleagues to also.

8 CHAIR WEYMOUTH: That's what I'm saying.

9 MR. HOLLAND: Because I'm saying there's been a
10 history here and it's a good thing to know. I think we as a
11 Board have the right to make our own policy and to set
12 independent of the City's policy within certain realms and
13 anything that's good for truth and honesty and disclosure I
14 think is good. So I would move that we do disclosures on a
15 regular basis before every meeting. Do I have, could I get a
16 second on that?

17 MR. JARRETT: I thought we always did. I'm confused.

18 CHAIR WEYMOUTH: That's --

19 MS. HALE: I don't know --

20 MR. HOLLAND: Never in a formal disclosure thing.
21 Some people have volunteered it, but it wasn't required.

22 CHAIR WEYMOUTH: I think it is required.

23 MS. HALE: Well, yes, there's a form in my packet,
24 you should have one too that if you have a --

25 CHAIR WEYMOUTH: No, that's a conflict --

1 MR. HOLLAND: That's a conflict of interest form;
2 it's a different subject matter.

3 MS. HALE: Well, slightly, but still.

4 CHAIR WEYMOUTH: What Joe, but I think Joe is asking
5 is that before every case that there be an opportunity for
6 everyone to announce that they have had some sort of contact
7 with the applicant, not the applicant, the respondent, or
8 they've had --

9 MR. HOLLAND: Agents of.

10 CHAIR WEYMOUTH: So, I think that's what he's
11 looking for, so there's a motion for that, is there a second?

12 MR. JARRETT: I'll second it; it sounds logical.

13 CHAIR WEYMOUTH: Okay. I have a motion --

14 MR. HOLLAND: Just for discussion purposes, again,
15 it's just, the Commission does it, I think that Planning and
16 Zoning does it. We're the only judicial, truly judicial
17 advisory board, verbatim minutes, and there's going to be
18 issues where we're going to be lobbied and I feel that that
19 has been successful in some cases with some of our prior Board
20 members. So I think it would be very good to do it. I hope
21 my colleagues agree. If not, I'm not going to lose a whole
22 lot of sleep over it, I'll be doing it anyway.

23 CHAIR WEYMOUTH: I concur with what you're saying. I
24 hear what you're saying. I'd like to think that everybody has
25 disclosed any time that they've been contacted in the past. I

1 know I have. It's been extremely, extremely limited.

2 MR. CROGNAL: One comment.

3 CHAIR WEYMOUTH: What's that Joe?

4 MR. CROGNAL: A comment on this, the motion. I was
5 always under the impression since we were a quasi-judicial
6 board, appointed, that that goes with the territory that we
7 were already to note if we were had any having a conflict of
8 interest. If there was any conflict --

9 MR. HOLLAND: Different subject.

10 CHAIR WEYMOUTH: That's a different subject, yes.
11 That's going down a different line, that's removing. So he's
12 just talking about somebody called you up and, I remember a
13 case, probably six months ago that I was contacted by a
14 respondent's attorney and disclosed such. And I think he's
15 just trying to memorialize it and so it's a matter of whether
16 this Board wants to take time before every case to ask the
17 question and have anybody have the opportunity to respond. I
18 don't think anybody's not done what we are saying; he's just
19 asking to memorialize it before every case, so.

20 MR. HOLLAND: There's a -- I think formalize it is
21 the word I might choose. And I do believe people have not
22 disclosed and have presented testimony and advocacy thereof.

23 CHAIR WEYMOUTH: Okay. All right. Yes, I would say
24 any contact with the respondent or receipt of mail or whatever
25 it may be.

1 MR. HOLLAND: I mean, our Counsel with the City
2 might be able to comment it maybe, but it usually involves a
3 desire to lobby on the behalf of the applicant for your vote
4 and that has very strong -- good to disclose that, it's in
5 writing, we don't always get the material from staff, it's
6 coming directly to us. I think it would be good for this
7 Board and good for the City of Fort Lauderdale.

8 [Mr. Phillips arrived at 3:06]

9 CHAIR WEYMOUTH: Please let the record reflect that
10 Mr. Phillips has joined us. Jack, what we're discussing,
11 briefly beforehand, is, prior, Joe Holland is asking that, and
12 there's a motion and a second on the floor to have disclosure
13 of contact with the respondent whether they called or sent you
14 something or one thing or another. The discussion's been
15 generally around the fact that I think we all know that we
16 need to do that but Joe is asking that that disclosure be
17 requested before each case is presented so.

18 MR. HOLLAND: Yes, each case.

19 CHAIR WEYMOUTH: Yes, no, it needs to be each case.
20 So that's where we're at. We have a motion and we have a
21 second. Do you want to weigh in on this?

22 MS. HASAN: Mr. Chair, Rhonda Montoya Hasan with the
23 City Attorney's office.

24 Mr. Barranco arrived at 6:08.

25 MS. HASAN: Actually, Mr. Barranco had forwarded me,

1 and I printed copies of an e-mail that he received --

2 MR. HOLLAND: He's just arrived too.

3 MS. HASAN: Oh good, there he is.

4 MR. HOLLAND: Let the record note that Mr. Barranco
5 has joined the dais at 3:07.

6 MS. HASAN: -- of an e-mail that he received from
7 someone representing one of the property owners for one of the
8 cases today. So I had just made copies for every body and I
9 saw that Mr. Holland was also copied on it. So, I agree with
10 the Chair that people, obviously and everyone I'm going to
11 assume would disclose that kind of a thing. But if the Chair
12 wanted to, and the Board votes to formally ask for any contact
13 before each case I mean that's fine.

14 CHAIR WEYMOUTH: Okay.

15 MS. HASAN: I mean, obviously Board members should
16 have that responsibility, ethical responsibility to report
17 that, but --

18 MR. HOLLAND: Right. Well, you used a key word, and
19 the word was assume, and you know how that's spelled.

20 CHAIR WEYMOUTH: Okay. All right. John --

21 MR. HOLLAND: The question is, Jack, do you feel,
22 are you -- you didn't hear the arguments.

23 CHAIR WEYMOUTH: Let me bring John up to speed.

24 MR. HOLLAND: Yes, well, this relates to John coming
25 in late and he's still on his phone.

1 CHAIR WEYMOUTH: John is coming in late too.

2 MR. HOLLAND: Oh, I'm sorry. I got it, but if he
3 hasn't heard all the testimony on the motion and it sounds
4 like you're going to have him vote on it. So I am, I just
5 want to be clear, Jack are you comfortable with what you've
6 heard?

7 MR. PHILLIPS: Sounds like a good idea.

8 MR. HOLLAND: That, not that that's going to bias my
9 comments, but, anyway, go ahead and fill Mr. Barranco up to
10 speed if you'd like to.

11 MR. LARSON: Mr. Chairman, Mr. Chairman?

12 CHAIR WEYMOUTH: One second please. John before we
13 heard the first case, Mr. Holland brought up that he would
14 like to have disclosure prior to every case of any contact
15 that a Board member may have had in whatever form, with a
16 respondent or somebody that has an item before this Board.
17 And there is a motion by Joe and a second by I believe Thornie
18 I'm not absolutely positive, to go ahead and do that. There's
19 been some conversation back and forth.

20 The gist -- anybody is welcome to correct me -- the
21 gist of it is that we were always under the assumption that
22 that was our responsibility as a Board member, but he wants to
23 formalize it before every case. So there is a motion to adopt
24 that and there's a second, and we're having discussion about
25 it now. Yes sir?

1 MR. LARSON: My question was, if you're going to do
2 it just at the beginning of each meeting --

3 CHAIR WEYMOUTH: Every --

4 MR. LARSON: -- or at the beginning of each case?

5 MR. HOLLAND: Case.

6 CHAIR WEYMOUTH: Every case.

7 MS. HASAN: Each case.

8 MR. LARSON: You need to clarify. Because the way
9 you put it --

10 MR. HOLLAND: I, right, right.

11 MR. LARSON: -- it's going to be each case you need
12 to clarify that on your motion.

13 MR. HOLLAND: Good clarification, I meant the case.
14 I stand corrected. And another point on Mike's thing, I do
15 think prior Board members have, haven't disclosed but have
16 advocated for certain applicees, and I don't need to go into
17 detail. It's just my feeling that that took place. And I
18 think this is good for this Board and good for the City.

19 CHAIR WEYMOUTH: Okay, any --

20 MR. HOLLAND: That shouldn't hold us up too much.

21 CHAIR WEYMOUTH: Mr. Phillips.

22 MR. PHILLIPS: I've got another comment though. If
23 people call us up, my reaction is, hey, I can't talk about it.
24 If you want to bring something up, bring it up in front of the
25 public in the light of everyone. I think our responsibility is

1 not to talk about it. But to be --

2 MR. HOLLAND: But we receive hardcopy just like the
3 Commissioners and the Planning and Zoning people. It comes in
4 in all forms so it's tough to draw the line.

5 MS. HASAN: Like an e-mail.

6 MR. PHILLIPS: Well, if the hardcopy goes to the
7 City and then they're sent to us --

8 MR. HOLLAND: No, these are direct.

9 MR. PHILLIPS: Direct? Okay.

10 MR. HOLLAND: Oh yes, every City lobbyist has
11 weighed in on something.

12 CHAIR WEYMOUTH: All right, I think your motion
13 would cover it. And if your election is to save it --

14 MR. PHILLIPS: Well, one thing, if we get a phone
15 call, hey, there's a case coming up next, and I said I'm not
16 talking about it, no offense --

17 MR. HOLLAND: That's your right.

18 MR. PHILLIPS: But do we have to mention that
19 someone called to say -- because I'm just going to reject any
20 conversation --

21 MR. HOLLAND: That's your choice.

22 MR. PHILLIPS: -- but the fact that someone called
23 saying, by the way, someone called me and I told him I can't
24 talk to him. It kind of --

25 MR. HOLLAND: That's always your choice. But it

1 would be, I think the custom is to disclose you received a
2 call and chose not to speak to them about the subject matter.

3 CHAIR WEYMOUTH: I just want to memorialize the fact
4 that we've got a lawyer that's asking us laypeople on a legal
5 question like that. If I bother to talk to him or not.

6 MR. HOLLAND: We're flattered.

7 CHAIR WEYMOUTH: I think, if this passes and one is
8 asked if you want to say hey I got called by Joe Schmoe and I
9 told him that I'm going to listen to him from the dais and you
10 know, I don't know --

11 MR. PHILLIPS: Well, like the e-mails, how would
12 there be any individual e-mails, individual members and not
13 everybody.

14 MR. HOLLAND: Oh, it's happened on a case coming.
15 So, it's just those who were contacted, disclose. Those who
16 weren't contacted may get it from the City, they may not. It
17 might be presented as testimony during the hearing. But
18 understand, this will be a lot faster than what our good
19 Commissioners and Planning and Zoning Board members are
20 burdened with because they get, they'll go on for five minutes
21 about how they got lobbied. So we're not going to get that.
22 We may hardly see any but I just think it's a good idea to
23 disclose what we have.

24 CHAIR WEYMOUTH: We have a motion and a second. Is
25 there any more discussion to this? Seeing none, all in favor

1 say aye.

2 BOARD MEMBERS: Aye.

3 CHAIR WEYMOUTH: Any opposed? All right, motion
4 passes. All right, prior to reading in the case, is very year
5 that would like to disclose any kind of contact with this
6 case?

7 MR. HOLLAND: Another point of order. If I may, it
8 seems that years go by. We used to have annual elections for
9 the Board, just to reaffirm or whatever on the Board here and
10 staff, we usually rely on them to establish an agenda along
11 those lines and I've noticed on several boards, sometimes the
12 City is doing it and sometimes they're not. So I don't quite
13 understand but if I, unless I stand corrected, are we due to
14 reaffirm our, my vice chairmanship and I might have ideas to
15 do something different? Not seeking the Chair but, Counsel,
16 do we have, shouldn't we be doing elections on an annual basis
17 or is it every two years?

18 MS. HASAN: Candidly, I don't track that. I have
19 absolutely no idea. I'll rely on staff, or I can look at it.

20 MR. HOLLAND: Staff, any idea of when we're supposed
21 to address Chairs and Vice Chairs?

22 CHAIR WEYMOUTH: Why don't we ask them to look into
23 it? It looks like nobody is prepared to answer that.

24 MR. HOLLAND: Well, could I, I would like to hear
25 that from them. My question was directed to them --

1 CHAIR WEYMOUTH: Okay.

2 MR. HOLLAND: -- and your assumption that they're
3 not prepared, let's get it on the record whether they're
4 prepared or not. They're working for the City.

5 MS. GOLDWIRE: I'll have to check into it. I know
6 with one of the boards we actually just did redo it but it was
7 more so initiated by the board. So I'll have to check into it
8 here it but I'll get back with you all at the next hearing.

9 MR. HOLLAND: You mean I'm stuck in Vice Chair
10 again?

11 MS. GOLDWIRE: And if it's time, I'll let you all
12 know.

13 MR. HOLLAND: Okay.

14 MR. PHILLIPS: Oh, this is the first year since we
15 got our Board member ticket, maybe we can vote now. No,
16 that's okay.

17 MR. HOLLAND: Yes, we'd all be glad to restart the
18 clock. Okay, well, anyway. It's just, used to be that way
19 and it's not anymore and I sometimes kind of wonder why that
20 is. So anyway, if it's the Board's pleasure, I'll, we'll wait
21 and see what they find out about having elections and
22 reelecting Chairs and Vice Chairs and meantime I'll at your --

23 CHAIR WEYMOUTH: I can tell you that it's been more
24 than a year that we had an election. I don't know if there's
25 a critical month, date, time, what have you. If we want to

1 hold an election right now, I would imagine if it was the
2 Board's desire to do so --

3 MS. HALE: No.

4 MR. HOLLAND: Would anybody be opposed?

5 CHAIR WEYMOUTH: I don't know what the protocol is;
6 I don't know what the City requires. I would advocate --

7 MR. HOLLAND: Well, I know this, in the past they've
8 sprung on us without notice; I didn't even have time to think
9 of such a thing.

10 MS. HALE: Well, I'd like [inaudible] I think --

11 MR. HOLLAND: -- they come in, oh, by the way,
12 you're overdue for -- excuse me -- you're overdue for electing
13 your Chair so do it quick. And you were like, whoa, whoa, we
14 hadn't even thought about it and if you get it on an agenda in
15 advance we might be able to give it a little thought. So I
16 would, unless everybody would like to do it now and get it out
17 of the way --

18 MS. HALE: No.

19 MR. BARRANCO: No. Mr. Chair, just, Mr. Chair?

20 MR. HOLLAND: I would say let's come back next
21 meeting, do it next meeting and we'll have time to have them
22 put it on an agenda and verify we're due for new election.

23 MR. BARRANCO: Mr. Chair?

24 MS. HALE: Good suggestion. Should we meet,
25 Michael, could we begin the meeting? I see people here that

1 I'm sure would like to --

2 MR. BARRANCO: I was going to say the same thing.

3 Let's get these people out of here --

4 MS. HALE: Yes, yes.

5 MR. BARRANCO: -- and then at the end of the meeting
6 when it's open for discussion we'll talk about those things.

7 CHAIR WEYMOUTH: Let me, I agree with both of you,
8 let me ask the City this, maybe during the period that we are
9 hearing the cases maybe somebody could check with legal or
10 wherever, I don't know if it's legal or whoever, and maybe if
11 there is, if it is due and proper to have an election, we do
12 it at the end of this meeting.

13 MS. HASAN: I think, Mr. Chair I think there would
14 be two areas for me to satisfy my concerns would be with the
15 Clerk to look at everyone's term and then also to verify when
16 the last elections were heard and then of course what the code
17 provides in terms of electing a Chair and a Vice Chair.

18 CHAIR WEYMOUTH: All right.

19 MR. HOLLAND: There you go. The third one sounds
20 like it carries the heaviest weight.

21 CHAIR WEYMOUTH: Okay.

22 MS. HASAN: So --

23 MR. HOLLAND: You might want to start with that one
24 first.

25 MS. HASAN: Those three areas. I'm not sure if we

1 can do all three today but if you want to take a short recess
2 or something, I could.

3 CHAIR WEYMOUTH: I'm just trying to expedite it.
4 There is some concern that it may have run overdue and so
5 there's a way of getting it done on January 15, otherwise we
6 table it until February 12. So --

7 MR. HOLLAND: Yes, let's --

8 CHAIR WEYMOUTH: Let's, if you want to investigate
9 it during the period of this meeting and we address it
10 afterwards, we can. If not, we'll look to probably address it
11 at the February meeting. Okay?

12 MR. HOLLAND: Okay.

13 MS. HASAN: Like I said, I'd want to look in those
14 three places. I'm not sure how quickly the Clerk can give me
15 that information. But again, if it's the pleasure of the
16 Board for me to do it at this meeting, I'm happy to do my best
17 to try to --

18 MR. HOLLAND: Yes. It's probably be a good idea to
19 keep our bylaws in your folder coming into these meetings.
20 It's very simple stuff it's probably right on the Internet in
21 a click. But let's get to these citizens of Fort Lauderdale
22 and have our hearings and --

23 MS. HASAN: Right. But I wouldn't know --

24 MR. PHILLIPS: I think Joe's concern is that we
25 technically haven't had a Chairperson, a Vice Chairperson,

1 maybe everything is [inaudible] and legal, none of our rulings
2 are going to be effective.

3 CHAIR WEYMOUTH: And that's retroactive for quite a
4 few months.

5 MR. PHILLIPS: Nunc pro tunc.

6 MS. HASAN: Well, and technically if we started with
7 if there are any Board members who have stayed past their
8 allotted terms then that would also be the case.

9 MR. PHILLIPS: Uh-oh.

10 MS. HASAN: So that's, to me, if we're going to look
11 at that holistically we probably should start it with that
12 first.

13 MR. PHILLIPS: Holistically.

14 MR. HOLLAND: Or if some term termination dates have
15 been manipulated by non-Board members.

16 MR. WEYMOUTH: Okay.

17 MR. PHILLIPS: Boy, you're rolling today Joe.

18 MS. HASAN: I don't know anything about that.

19 MR. PHILLIPS: What did you drink, did you get
20 something on the way here?

21 CHAIR WEYMOUTH: It's his New Year resolution. All
22 right let's before --

23 MR. HOLLAND: Happy New Year.

24 CHAIR WEYMOUTH: So I would imagine we probably
25 should read the case into the record and then I will ask if

1 anybody has a conflict with the case that has just been read
2 into the record before we hear from the City or any other
3 respondents. Does that work for everybody?

4 MS. GOLDWIRE: That's [inaudible]

5 MR. HOLLAND: Absolutely.

6 CHAIR WEYMOUTH: Is that all right with you Joe?

7 MR. HOLLAND: It sounds good.

8 CHAIR WEYMOUTH: All right.

9 MR. CROGNALE: Mr. Chair?

10 MS. GOLDWIRE: Okay, we'll begin with the swearing
11 in.

12 MR. CROGNALE: Are we going to ratify the minutes of
13 the previous meeting?

14 CHAIR WEYMOUTH: Okay.

15

16 **Approval of meeting minutes**

17 Motion made by Mr. Holland, seconded by Mr. Larson,
18 to approve the minutes of the Board's November 2014 meeting.
19 In a voice vote, motion passed unanimously.

20

21 **All individuals giving testimony before the Board**
22 **were sworn in.**

23

24

25

Cases

1. Case: CE14080649

INDEX

LAWRENCE, DANE & NADINE

936-936 SW 16 TER (TANGELO ISLE)

Withdrawn.

2. Case: CE14100952

INDEX

NORRIS, BH NEHAMA CAPITAL LLC

2550 NW 19 ST

MS. GOLDWIRE: Case number CE14100952, Inspector
Leroy Jones. Case address 2550 Northwest 19 Street, owner BH
Nehama Capital LLC. Property posted 12/19/14, advertised in
Daily Business Review 12/26/14 and 1/2/15. Notice is on the
agenda.

INSPECTOR JONES: Good afternoon.

CHAIR WEYMOUTH: Good afternoon sir.

INSPECTOR JONES: Leroy Jones, Building Inspector
for the City of Fort Lauderdale. I'm here presenting case
number CE14100952 on today's agenda. This case was opened on
October 12, 2014.

MS. HASAN: Mr. Chair?

CHAIR WEYMOUTH: Yes ma'am?

MS. HASAN: You didn't ask if there were any
conflicts before the case started to be presented.

CHAIR WEYMOUTH: I was hoping to see if anybody else

1 on the dais would catch that too so anyway. Prior to --

2 MR. LARSON: I thought you did that when you first
3 opened up --

4 CHAIR WEYMOUTH: No sir. No, we're going to do it
5 after the case has been read in by the clerk. Then, before we
6 get the presentation, so thank you Rhonda. Is there anybody
7 that's got a conflict with the case that has just been read in
8 and is getting ready to be presented by the City? Hearing
9 none, Mr. Jones --

10 MS. HASAN: Sorry to interrupt.

11 MR. WEYMOUTH: -- the floor is yours. Thank you
12 Rhonda. Thank you.

13 INSPECTOR JONES: The case was opened on October 12
14 2014 by Wilson Quintero, Code Inspector for the City of Fort
15 Lauderdale. The following pictures are pictures of the
16 structure which is in total disrepair.

17 [Inspector Jones displayed photos of the property.]

18 The walls are coming apart; that's, the interior,
19 the water has damaged the walls, drywall. Also, the ceiling,
20 notice that ceiling where it's falling apart, it was, has
21 caved in at. Because one of the other pictures, that's
22 showing part of the structure that's outside which that column
23 there is not fastened at all. The next picture you'll see how
24 it's just not fastened on the bottom where it's coming apart.
25 And also, that's showing the rear.

1 If you look at that AC unit on the top of that
2 structure, it's right next to where the roof has caved in on
3 the inside. So eventually what's going to happen is right
4 where that AC is, it's going to cave in on the inside. And
5 you'll notice also that it's wide open; anybody can walk
6 inside of it and see, and no, sleep, whatever it was that they
7 want to do. I wouldn't want to see somebody go and be under
8 that AC unit whenever the structure give away and it caves in.

9 One thing I want to mention to the Board is, I was
10 informed that my timestamp on those pictures is not accurate.
11 And it's my mistake, I've corrected it now that I take
12 pictures I make sure that that time frame is correct. But
13 yes, and that's part of the interior where the ceiling is just
14 caving in from the rain and it's just not safe.

15 And we are asking the Board to find for the City
16 that this property is unsafe and to order the owner of the
17 building to have it repaired or demolished in the next thirty
18 days.

19 CHAIR WEYMOUTH: Any questions for the City before
20 we hear from any respondents?

21 MR. PHILLIPS: Is that, are those pictures, when
22 were those pictures taken?

23 CHAIR WEYMOUTH: The case was January 6, 2010.

24 INSPECTOR JONES: The case was, the initial case was
25 October 12, 2014. My first visit was October 13, 2014, that's

1 MR. PHILLIPS: Okay. I'm just saying those pictures
2 adequately depict the condition of the property on the day you
3 were there?

4 INSPECTOR JONES: Yes.

5 MR. PHILLIPS: And does it accurately reflect the
6 condition that it is today?

7 INSPECTOR JONES: Yes it is.

8 CHAIR WEYMOUTH: Thank you Inspector. Is there
9 anybody here that would like to speak on behalf of the
10 property or the respondent? Okay, seeing none, we'll close
11 the public hearing and to bring it back. Does the Board have
12 any discussion on it?

13 MR. JARRETT: I have a question for the Inspector.
14 Did you try to contact the owner? I mean I would think you
15 probably did.

16 INSPECTOR JONES: I did not personally.

17 MR. JARRETT: Okay, did, was any contact made that
18 you know of?

19 INSPECTOR JONES: Let me ask. Who can I, can you
20 give me one second?

21 MR. JARRETT: Sure.

22 INSPECTOR JONES: Okay, the secretary, once we send
23 the violation they try to contact the owner, and that's --
24 through mail. That's the process.

25 MR. JARRETT: Okay. Thank you. I'm just curious.

1 INSPECTOR JONES: And a notice was also posted on
2 the property itself. It shows in one of the pictures where
3 the notice was also posted.

4 MR. LARSON: Mr. Chairman?

5 CHAIR WEYMOUTH: Any other questions?

6 MR. LARSON: Mr. Chairman? I have one question of
7 this gentleman.

8 CHAIR WEYMOUTH: Yes sir.

9 MR. LARSON: Does this meet the criteria to have
10 it torn down?

11 INSPECTOR JONES: Yes.

12 MR. LARSON: Thank you.

13 CHAIR WEYMOUTH: Anything else? Anybody want to
14 make a motion?

15 MR. PHILLIPS: I move we find the violation exists
16 as alleged and we order the property owner to demolish the
17 structure within thirty days. And that we order the City to
18 demolish it, structure should the property owner fail to
19 timely demolish it. Such demolition to be accomplished by a
20 licensed demolition contractor pursuant to a City issued
21 demolition permit.

22 CHAIR WEYMOUTH: So we have a motion --

23 MS. HALE: I'll second it.

24 CHAIR WEYMOUTH: I'm sorry, did I hear a second? We
25 have a motion and a second, is there any further discussion on

1 this matter?

2 MR. LARSON: Tear it down.

3 CHAIR WEYMOUTH: Hearing none, let's put it to a
4 vote. All in favor say aye.

5 BOARD MEMBERS: Aye.

6 CHAIR WEYMOUTH: Any opposed? Hearing none, motion
7 carries.

8

9 **3. Case: CE14081499**

INDEX

10 **WEES, BASIL G & ELLEN L**

11 **442 SW 22 TER**

12 Withdrawn.

13

14 **4. Case: CE14072163**

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15 **DOWNTOWN FORT LAUDERDALE WATERFRONT**

16 **413 SW 3 AVE**

17 MS. GOLDWIRE: Back to page one, it's a return
18 hearing, old business. Case number CE14072163, case address
19 413 Southwest 3 Ave., owner Downtown Fort Lauderdale
20 Waterfront, Inspector George Oliva. The property was posted
21 12/4/14, advertised in Daily Business Review 12/26/14 and
22 1/2/15. The case was first heard at the 11/20/2014 USB
23 hearing. The Board ordered fifty-six days to demo with the
24 instructions to the owner to do an emergency repair and to
25 reappear at the 1/15/2015 USB hearing. Disclosures.

1 INSPECTOR OLIVA: Georgia Oliva, Building Inspector
2 for the City.

3 CHAIR WEYMOUTH: Inspector, one minute please. Is
4 there anybody on the dais that has any disclosure with regard
5 to this?

6 MR. BARRANCO: Yes I do.

7 CHAIR WEYMOUTH: Mr. Barranco.

8 MR. BARRANCO: I did receive a letter from one of
9 the consultants representing the owner of the structure. His
10 name is Tyler Chappelle. I have provided a copy of that
11 letter to the City's attorney as well as the Inspector for the
12 City's record.

13 MR. HOLLAND: Yes, I'm, as Counsel disclosed earlier
14 I was also copied on that e-mail. I have not responded and
15 have not given a copy to the City.

16 CHAIR WEYMOUTH: And I was also, I was contacted by
17 the owner, I think it was the day after our last meeting when
18 we talked about this, just to understand the thought process
19 behind where the Board was coming from on what was being
20 suggested for the repair to the condition, so. Any others?
21 All right.

22 INSPECTOR OLIVA: George Oliva, Building Inspector
23 for the City. I'm going to be updating case number CE14072163
24 with the address 413 Southwest 3 Avenue. Yes, I was also
25 contact by the architect or professional designer; he sent me

1 an e-mail also. And I took it to the Building Official. He
2 asked me to see the pictures of the prescribed repair that
3 were done. And I went to the property, I took the following
4 pictures that I'm going to show to the Board which is, shows
5 that the repairs that were done was to paint a stripe, orange
6 stripe --

7 CHAIR WEYMOUTH: Excuse me real quick if I could.
8 I'm sorry Inspector but again, for the benefit of Mr. Seitel,
9 can you just give a real quick reminder of what this case is
10 about so that he's up to speed with where you're at.

11 INSPECTOR OLIVA: Sure. That's what I was going to
12 do.

13 MR. SEITEL: I did read the minutes.

14 CHAIR WEYMOUTH: Are you up to speed on it? Okay.

15 MR. SEITEL: I think I am.

16 CHAIR WEYMOUTH: Thank you, thank you for that.

17 INSPECTOR OLIVA: Okay. Well really, to be honest
18 the pictures are the same that I took when we presented the
19 case for the first time. And what we're talking about is an
20 unsafe dock and sea wall behind the property 413 which you can
21 see the pictures and the condition of the sea wall and the
22 dock is unsafe.

23 And the prescribed repair that's the one that were
24 done. What they did they put like a orange stripe in the
25 concrete and put a yellow rope so people won't walk into that

1 part of the dock. But that doesn't meet the requirement that
2 the Building Official, when we went to the meeting with the
3 professional designer back in, I believe after we, we came to
4 the hearing the last time we met with the professional
5 designer and the Building official three week after and he
6 request for emergency repair to be done.

7 But he was asking for a walkway between, or behind
8 the seawall into the dock itself where they dock the boats, so
9 that way the people can walk on top of the walkway, the wood
10 walkway which is not done. The only place that they did
11 anything is just put a rope and a orange stripe on the ground.
12 So I don't believe that they have met the emergency repair
13 that the City asked.

14 MR. HOLLAND: Go ahead.

15 MS. HALE: George? On this --

16 MR. HOLLAND: Address the Chair, please.

17 INSPECTOR OLIVA: Yes.

18 MR. WEYMOUTH: Go ahead.

19 MS. HALE: George, on this, well --

20 INSPECTOR OLIVA: Which picture? Well, we can go
21 back and forth with the pictures.

22 MS. HALE: That is the only way to stay out of it is
23 if you see that piece of dangly rope and the red line on the,
24 that he's painted?

25 INSPECTOR OLIVA: Right, that's why --

1 MS. HALE: And is that boat the last boat coming up?
2 In other words, is nothing forward of the boat that we see
3 there?

4 INSPECTOR OLIVA: Let me go back to the picture
5 where it shows the boat. Can we move the slide back please?
6 One more, there we go, hold it right there. As you can see,
7 there is a vessel all the way in the back where the dock,
8 that's the part that the dock was repaired --

9 MS. HALE: Yes.

10 INSPECTOR OLIVA: -- back in 2012.

11 MS. HALE: Right.

12 INSPECTOR OLIVA: Which that part is not as bad as
13 the front part.

14 MS. HALE: Right.

15 INSPECTOR OLIVA: So when we met with the
16 professional designer we told them that the rear part can be
17 used the way it is but the other two spots, after that boat,
18 in front of that boat there's two more vessels that are parked
19 there at the dock over there.

20 MS. HALE: Two more?

21 INSPECTOR OLIVA: Yes. As you can see on the
22 previous picture from the main, when we came here for the
23 first time with the hearing, there are two more vessels docked
24 in front of that one. And that's the one that the Building
25 Official asked to have a walkway built out of wood, you know,

1 just plywood top of the, between the piles and the grass so
2 that we people can go on top of that without standing on top
3 of the unsafe dock.

4 And that's the part that wasn't done. So, they're
5 still using the dock and it remains unsafe the way it is now.

6 MS. HALE: Definitely.

7 CHAIR WEYMOUTH: Mr. Holland, you had a question.

8 MR. HOLLAND: Yes. Both times we've heard this case
9 there's been a lot of discussion about the seawall.

10 INSPECTOR OLIVA: Yes.

11 MR. HOLLAND: We've never seen the seawall. And
12 we've recommended somebody grab a paddle board or a kayak. I
13 do it professionally when I'm doing docks and seawalls.

14 INSPECTOR OLIVA: I do understand that.

15 MR. HOLLAND: I even don snorkel gear and get a
16 picture of it. But we don't really know the integrity of that
17 seawall by pictures. And what's on top is more like a cap
18 slab.

19 INSPECTOR OLIVA: Right. Well, when we met with the
20 professional designer at that time back in December, that was
21 one of the questions that the Building Official asked and the
22 answer was a part of the seawall --

23 MR. HOLLAND: That it's part of the seawall.

24 INSPECTOR OLIVA: -- was damaged already but that's
25 why they're going to apply in the next six months, they're

1 going to go through the engineering corps they're going to
2 rebuild the whole site.

3 MR. HOLLAND: I totally understand. This whole site
4 is going to be redone in a grandiose fashion, that's
5 understood.

6 INSPECTOR OLIVA: Right. And that's the issue.

7 MR. HOLLAND: But we're trying to deal with
8 temporary relief for a small business, and I think we voted on
9 a complete demolition of the seawall or something last time
10 and I haven't seen a seawall yet.

11 INSPECTOR OLIVA: No, we didn't, we really what we
12 agreed the last time if I quite remember -- and a member of
13 the Board can say yes or no on it -- is that we were asking
14 the property owner to do emergency repair and then we will
15 allow them to go through the procedure obtaining the permit to
16 the engineer corps, the Broward County and all the regulation
17 that needs to be met. And this is a copy right here of the
18 final ruling that we have.

19 And the only thing that the City's asking is for
20 that part of the dock to be safe for the continued use of the
21 daily use of it. And we would allow them to go through the
22 whole procedure with no issue whatsoever as long that we sure
23 that nobody will go through the wood and go into the water.
24 That's the only thing that we want.

25 MR. HOLLAND: I understand all that. My question, I

1 gathered all of that from your very good testimony of both
2 meetings. But I think there are statements that the vertical
3 seawall is also failing at this time.

4 INSPECTOR OLIVA: Um-hm. According to the
5 professional designer working for the owner at the time that
6 we met he made a statement to the Building Official that part
7 of the seawall was already damaged.

8 MR. HOLLAND: Okay, my question is --

9 INSPECTOR OLIVA: But, I don't have any picture of
10 the seawall present condition. That's if you want to know
11 that.

12 MR. HOLLAND: Okay. What I'm trying to get at is
13 even if you do a temporary structure to overlay things like a
14 gangway with --

15 INSPECTOR OLIVA: Right, that's the only thing we
16 ask.

17 MR. HOLLAND: -- handrails and everything, in a way
18 you're still going to probably be relying on some kind of
19 vertical support component from whatever semblance of the
20 vertical seawall --

21 INSPECTOR OLIVA: That's --

22 MR. HOLLAND: -- is still underneath and out of
23 sight of your pictures. Please let me finish.

24 INSPECTOR OLIVA: Right.

25 MR. HOLLAND: And I felt we did talk about this last

1 time. We got a lot of talent up here and it was mentioned
2 that we could use a picture of that vertical seawall. And
3 it's hard for -- I'm not trying to be difficult but I cannot
4 understand -- I'll go out on the better part of a rotten deck
5 like that and I'll lay over that and I'll lace my camera to my
6 hand so I don't drop it and I'll get a picture from
7 underneath.

8 There's any number of ways to get a picture of the
9 seawall. But in the future if we don't have it now it really
10 would be nice to get a picture of a seawall when a seawall's
11 up for a temporary support of a temporary structure and and/or
12 is failing and might let all temporary structure fail along
13 with it.

14 INSPECTOR OLIVA: Right.

15 MR. HOLLAND: So I know, I understand from the
16 Building Official we don't have a whole lot of engineers
17 anymore on matters of certain expertise involving structural
18 engineering he'd have to go to the County.

19 INSPECTOR OLIVA: Right.

20 MR. HOLLAND: Sure is a different Fort Lauderdale
21 than the Fort Lauderdale I knew when I got here twenty years
22 ago.

23 INSPECTOR OLIVA: I can understand that.

24 MR. HOLLAND: Okay, maybe that's for the best and
25 we've dropped a bunch of salaries but there's a problem with

1 the lack of engineering here at the City on staff that could
2 help with some of this so if we don't have that, those
3 resources, let's look into getting them please because
4 otherwise I really would like to see the real seawall in this
5 case.

6 INSPECTOR OLIVA: Right.

7 MR. HOLLAND: And I think the public and this Board
8 would like to see it. But anyway let's continue.

9 INSPECTOR OLIVA: I do agree with your statement but
10 I want you to understand that what the Building Official asked
11 was, a two-by-six to be extend from the dolphin pile across on
12 top of the seawall all the way to the grass part and to be
13 support from the grass into the dolphin pile. So that way you
14 don't have to rely in the seawall itself or walk on top of it.
15 And we were talking about gangway, like you say a little
16 walkway, whatever, thirty-six inches wide to go from the
17 vessel to the shore. That's the only thing we asked.

18 MR. HOLLAND: Okay, and we asked for this from the
19 Building Official and we have not received.

20 INSPECTOR OLIVA: We haven't get anything from them
21 that they have done that repair that's the only issue we're
22 here.

23 MR. HOLLAND: Understand. Very good job George.
24 Thank you.

25 CHAIR WEYMOUTH: Let's bring this back into focus

1 and then move on. My recollection was is that we suggested to
2 the respondent to work with the City with putting up some sort
3 of a temporary measure and there was some lively discussion
4 amongst us professionals who think we know how to fix that,
5 but at the end of the day we suggested leaving it up to the
6 engineers of record, the City and the respondent to come up
7 with the proper application to give the captains and crew of
8 these vessels proper access to the boats so --

9 MR. HOLLAND: You got two members not listening.
10 They got their own conversation going on down there Mike.

11 CHAIR WEYMOUTH: Let's, lets --

12 MR. HOLLAND: Can we bring them back into focus,
13 this is important. Please.

14 CHAIR WEYMOUTH: Do you have any other questions for
15 the City?

16 MR. HOLLAND: Me?

17 CHAIR WEYMOUTH: Yes.

18 MR. HOLLAND: Yes, the way I understand it, I think
19 you expressed it right. We asked for professional
20 recommendations from the City in case of default by the
21 respondent and the respondent was asked to respond more
22 economically on their own and it sounds like we've got no
23 response from the respondent at least.

24 CHAIR WEYMOUTH: I don't recall it that way but
25 let's --

1 MR. CROGNALE: I don't recall that.

2 CHAIR WEYMOUTH: Huh?

3 MR. CROGNALE: I don't recall that.

4 CHAIR WEYMOUTH: I'm sorry but who's down there, is
5 that you Joe?

6 MR. HOLLAND: I believe, you don't read, did you
7 read the minutes from last?

8 MR. CROGNALE: Yes.

9 MR. HOLLAND: Maybe I'm wrong. If I stand corrected
10 I apologize.

11 CHAIR WEYMOUTH: Thornie?

12 MR. JARRETT: I think it's a little bit above, I
13 think that I made the motion, didn't I? I don't recall now but
14 I think I made the motion and I think we found for the City on
15 the violations but we put that fifty-six days in there to give
16 an opportunity to the owner to make some, because we were also
17 received testimony that the permit to repair the docks would
18 actually take six months because it involved --

19 INSPECTOR OLIVA: The Corps of Engineers, right.

20 MR. JARRETT: -- the Corps of Engineers and the
21 different processes it would have to go through.

22 MR. CROGNALE: But the City wasn't supposed to
23 provide an engineer.

24 CHAIR WEYMOUTH: [inaudible] Joe.

25 MR. JARRETT: And so --

1 INSPECTOR OLIVA: Not the City, no, the property
2 owner.

3 MR. CROGNALE: The property owner.

4 CHAIR WEYMOUTH: Guys, let's let the Thornie finish
5 his statement, then we'll carry on because now when they read
6 the records it's going to sound all distorted, okay? Thornie,
7 finish, please.

8 MR. JARRETT: Okay. So I think that we actually
9 found the violations existed. I think that we actually called
10 for demolition but we put the fifty-six days on there as an
11 opportunity for the owner to come in with some engineering
12 drawings showing how he could repair. And it sounds to me
13 like the City has been diligent and they have like actually
14 spoke with the designer --

15 INSPECTOR OLIVA: Right.

16 MR. JARRETT: -- but there's no way shape or form
17 than any of us up here would accept that string strung around
18 the defective area as a proper barrier for safety.

19 INSPECTOR OLIVA: And I do have a copy of the final
20 order from the Board which it say to do the emergency repair
21 and the City would allow them an extension of time to proceed
22 with the due process to get the permit. But the emergency
23 repair haven't done or haven't done properly. And we're not
24 approving the way they did it over there. That's the issue
25 that we're back here fifty-six day after because they were

1 supposed to provide us, the City of Fort Lauderdale, with an
2 emergency repair that the Building Official would accept. And
3 the way they did it over there, Building Official's not
4 accepting that type of repair.

5 MR. JARRETT: Right. So therefore, if we don't take
6 any action because they haven't taken proper action, they
7 meaning the building owner, property owners, if they haven't
8 taken any action to do it then the Board would just not take
9 any action to give them an extension on the demolition order.
10 So now the demolition order just takes effect is that, I
11 think, Rhonda, is that, am I saying that right?

12 MS. HASAN: Yes sir. And you did make the motion, I
13 was looking at the minutes. Page forty-three, you said, "I'm
14 suggesting that we find the violations exist like the City has
15 presented, that we order a demolition, we order it in sixty
16 days and that gives him the opportunity to come back here in
17 sixty days and ask for an extension on that demolition order
18 based upon the fact that they've made everything as safe as
19 they can, that they can."

20 MR. JARRETT: Right. And they have not done that
21 according to your testimony. So if we don't take any action
22 at all the demolition order stands.

23 INSPECTOR OLIVA: As you can see in the pictures,
24 they talk by themselves.

25 MR. JARRETT: Yes. It's like --

1 CHAIR WEYMOUTH: Well, okay --

2 MR. JARRETT: We all know that that string run
3 around that area is not acceptable.

4 MS. HALE: Isn't going to do any good.

5 CHAIR WEYMOUTH: So, hang on, before we start
6 bouncing. Because Joe had, was asking for the floor and he's
7 got an opportunity to ask a question.

8 MR. CROGNALE: Yes, the question was my, my
9 recollection is the City wasn't required to provide
10 engineering. The City wasn't required to provide engineering.

11 INSPECTOR OLIVA: No, we don't. The --

12 MR. CROGNALE: It was the owner as part of the --

13 INSPECTOR OLIVA: In this case the burden is on the
14 owners of the property that the one that have to provide
15 compliance with the City.

16 MR. CROGNALE: They would provide that to the
17 satisfaction of the City that that repair method would be
18 acceptable.

19 INSPECTOR OLIVA: Right. That's correct.

20 MR. CROGNALE: That was my recollection.

21 CHAIR WEYMOUTH: Okay. Mr. Holland.

22 MR. HOLLAND: Yes. And to elaborate on that, when
23 we're talking about City resources.

24 MS. HALE: No.

25 CHAIR WEYMOUTH: I was asking her if she had a

1 question.

2 MR. HOLLAND: Okay. Let's try this again. If, just
3 clarification, often, if it's understood that if the applicant
4 defaults on something and there's an unsafe condition, the
5 City has limited resources but sometimes resources either
6 doing demolition or perhaps secure something when there's a
7 default. I wouldn't expect the City to put in a gangway to
8 maintain this Water Taxi business getting on their boats on
9 something and buying into a liability, by no means. But they
10 do have the ability to maybe assess what needs to be
11 selectively demolished sometimes to make something safe
12 without blowing the bank by blowing out a \$200,000 seawall and
13 having to shore up all that soil going into the navigable
14 waterways.

15 No, that's, that's, sometimes you've got to keep the
16 seawall even if it's falling down because removing it can get
17 a lot worse. So that's what I was alluding to about sometimes
18 using City forces and allay, and they allude to sometimes
19 needing to get help with County forces. But there are such
20 things as engineers and you can find them some places in
21 government sometimes.

22 MR. CROGNAL: But that's putting a burden on the
23 City that they're not obligated to accept.

24 INSPECTOR OLIVA: No.

25 [People speaking over each other]

1 MR. HOLLAND: Understand, we lien properties. In
2 things like that we have the ability to lien properties okay?
3 So we can recover on that. And the City knows how to avoid
4 undue liability.

5 INSPECTOR OLIVA: Joe, I believe in this case what
6 the Building Official's going to order, it's going to be a
7 stop order to use the dock --

8 MR. HOLLAND: That's what I wanted to hear, yes.

9 INSPECTOR OLIVA: -- and stop the business there.
10 And we're going to shut down with the Fire Marshall the place
11 down until it becomes safe. That's probably going to be the
12 second.

13 MR. HOLLAND: Right.

14 INSPECTOR OLIVA: But we're not going to go and demo
15 that dock. We're not going to remove the seawall at all.
16 That's for sure.

17 MR. HOLLAND: Right. Yes, let's just, the thing to
18 do would be to shut it down. I applaud your move on that and -
19 -

20 INSPECTOR OLIVA: That's what the City going to have
21 to do. It's going to have to get with the Fire Marshal and
22 shut them down.

23 MR. HOLLAND: Just don't tie any boats up to the
24 rain tree if it's still there. Is this the property with the
25 rain tree? Take care of that one while you're at it.

1 CHAIR WEYMOUTH: Any more questions for Inspector
2 Oliva before --

3 MR. PHILLIPS: Is there anyone here for the --

4 CHAIR WEYMOUTH: Well, I'm, before I move on to that
5 I saw the Chief up there, I didn't know whether he wanted to
6 weigh in. Did you have a comment, did you want to say
7 something?

8 MR. HERNANDEZ: No. I just wanted to discuss about
9 the seawall. I mean, it's obvious from the pictures, I mean,
10 you've seen the original pictures that -- Alex Hernandez,
11 Assistant Building Official, City of Fort Lauderdale -- if you
12 remember the original pictures, the pile caps, the cement
13 walkway giving away, the big hole through the cement cap,
14 that's all unsafe. We understand that, we gave the owners, we
15 met with the team engineers, we gave them an opportunity to
16 provide an engineer's report to us and make emergency repairs.
17 We haven't heard back from them. It's obvious they haven't
18 made the emergency repairs, so we're just asking for the
19 dockage to be safe or not used. Or somebody's going to get
20 hurt.

21 MR. HOLLAND: Right, right.

22 MR. HERNANDEZ: You can see the holes right there.

23 MR. HOLLAND: Just a vertical portion of the
24 concrete. It might be good to get a picture next time this
25 thing becomes before this Board. I'll loan you my two-seater

1 kayak.

2 MR. HERNANDEZ: I have. We understand that, we
3 understand that. But also we asked for a report from the
4 engineers and they also could have taken pictures and shown us
5 that the seawall is safe.

6 MR. HOLLAND: And they defaulted on this Board on
7 showing us what they have in that regard.

8 MR. HERNANDEZ: Correct, correct.

9 CHAIR WEYMOUTH: Mr. Phillips.

10 MR. PHILLIPS: Mr. [inaudible] you know, we're
11 talking about dolphin pilings, we're talking about the wooden
12 deck, we're talking about the concrete apron off the seawall
13 so there's four things. I mean, if the goal is not to have
14 the Water Taxi use this, could the dolphin pilings be removed,
15 could the wooden deck be removed by the City demolition and
16 then could a chain-link fence be put around that vacant area
17 to prevent injuries and that amount liened on the property?
18 Rather than go to the extraordinary lengths of removing the
19 concrete and the seawall. Wouldn't that, isn't that
20 [inaudible] to do.

21 MR. HERNANDEZ: Yes. Anything's possible. We have
22 unsafe structure and Chapter 116, either you make it secure,
23 you demo it or you repair it. We're --

24 MR. PHILLIPS: I'm just saying if you take, if you
25 got rid of the dolphin pilings and the wooden deck, there's no

1 reason a boat would ever, they couldn't go up there. And if
2 you, now, would that also obtain all the way down to the dock
3 that is connected to this deteriorating dock?

4 MR. HERNANDEZ: Again, we put the ball in their
5 court and we asked them to --

6 MR. PHILLIPS: [inaudible] you know what, they
7 haven't come back to us.

8 MR. HERNANDEZ: Correct.

9 MR. PHILLIPS: A little, too little too late.

10 MR. HERNANDEZ: Right.

11 MR. PHILLIPS: It's an insult to spray paint
12 something orange and put tape around it.

13 MR. HERNANDEZ: Right. Right.

14 MR. PHILLIPS: Quite, where someone could easily
15 have gotten injured. It's an attractive nuisance, there's
16 children, there's liability, so --

17 MR. HERNANDEZ: Your ideas, are they possible? Yes.

18 MR. PHILLIPS: Yes.

19 MR. HERNANDEZ: Yes, it's an option. But we weren't

20 --

21 MR. PHILLIPS: Yes, we're talking about telling them
22 not to show up. If you remove it, then there's going to be a
23 whole process for them --

24 MR. HERNANDEZ: But as you can see, there's nothing
25 to keep any boat from docking up to that space and just

1 hopping off the boat and getting injured and breaking a leg.
2 Remember, this is daytime too. At nighttime it's --

3 MR. PHILLIPS: [inaudible] that's the same property
4 owner that owns --

5 MR. HERNANDEZ: That is the same property owner.

6 MR. PHILLIPS: It's what?

7 MR. HERNANDEZ: Yes, that is the same property
8 owner.

9 MS. HALE: But that's the new dock that that other
10 boat is on. It was repaired.

11 CHAIR WEYMOUTH: Okay.

12 MR. PHILLIPS: Anyway.

13 CHAIR WEYMOUTH: Anything else?

14 MR. PHILLIPS: No.

15 MR. WEYMOUTH: Just a second Ms. Hale.

16 MS. HALE: Could I?

17 CHAIR WEYMOUTH: Just a second. Joe?

18 MR. HOLLAND: Yes, just to clarify, Jack, again --

19 MR. PHILLIPS: Hey Joe, I'd like to listen from him,
20 we've taken an hour on this.

21 MR. HOLLAND: You, I just spoke about --

22 MR. PHILLIPS: Joe, I got my answer. I'm satisfied.

23 CHAIR WEYMOUTH: No, he's --

24 MR. HOLLAND: No, I'm commenting on something. I'm
25 clarifying something you said. I just gave a speech about the

1 importance about the vertical concrete component of this
2 assembly and you named four parts and you left it out, okay?
3 There is a vertical component of concrete I assume that's
4 truly the seawall in this matter and I offer the possibility
5 that removing the dolphin piles and that wooden dock would
6 make it more unsafe to the navigable waterway because right
7 now that provides a buffer against that nasty concrete that's
8 probably breaking up under there.

9 So before we engineer on the dais here, again, I say
10 it's the City's job, staff, to do the engineering with
11 whatever sources, resources they can come up with if they have
12 to get in in a default situation and do selective demolition.
13 We don't need to belabor it on this panel.

14 CHAIR WEYMOUTH: Okay, Ms. Hale?

15 MS. HALE: Could I ask how many feet of this dock we
16 are looking at? We don't see going the other way; we only see
17 going up towards the other boat and the repaired dock.

18 INSPECTOR OLIVA: George Oliva, Building Inspector
19 for the City, if you like I will show the original pictures
20 but --

21 MS. HALE: No, just take an estimate.

22 MR. PHILLIPS: Just give us a number.

23 INSPECTOR OLIVA: The dock, if you go back to the --

24 MS. HALE: Hundred feet?

25 MR. LARSON: There it is.

1 INSPECTOR OLIVA: It's about a hundred and twenty.

2 MS. HALE: Okay, this is it.

3 INSPECTOR OLIVA: But, keep going a little bit more,
4 one more. The one that shows the depth.

5 CHAIR WEYMOUTH: I think she's trying to ask
6 Inspector --

7 INSPECTOR OLIVA: Right.

8 CHAIR WEYMOUTH: -- is this the limit of the damaged
9 area?

10 MR. LARSON: Right there, right there, right there,
11 that's --

12 INSPECTOR OLIVA: Well no. That's where it begins
13 but it really goes all the way to the end. But at the end,
14 they obtain a permit back in 2012 to repair part of the wood
15 dock on the top, the deck itself. But since the piles are
16 giving up, the new part -- let's put it this way, the one that
17 was repaired -- is already sagging too. But that's, you can
18 see those better with my previous --

19 CHAIR WEYMOUTH: Is it in violation? Is it unsafe?

20 INSPECTOR OLIVA: According to the professional
21 designer that met with us, he said one of the dolphin pile
22 give in and that's when the part was sagging area but that's
23 not as bad as the front part here.

24 CHAIR WEYMOUTH: Okay.

25 INSPECTOR OLIVA: I think that one is safe to be

1 honest with you. That's why I said it had nothing to do with
2 the rear vessel but the only, the two that's parked in front
3 of that vessel.

4 CHAIR WEYMOUTH: Okay, Mr. Larson?

5 MR. LARSON: Mr. Chairman, I think we've belabored
6 this thing enough. We have a motion that's been in effect
7 from last month. Let the City go on and do what they have to
8 do. The people haven't met their responsibilities so let the
9 City do what they have to do because the Order is in effect
10 and I think we should move on.

11 CHAIR WEYMOUTH: All right. Anything else before we
12 hear from any respondents? Joe?

13 MR. CROGNALE: Yes. The, Mr. Larson took the words
14 out of my mouth. We already have standing on it.

15 CHAIR WEYMOUTH: All right, well, you're belaboring
16 it then Joe.

17 MR. CROGNALE: I'm going to add one thing. I
18 haven't had any testimony from anyone to show otherwise why we
19 should consider anything other than what that original motion
20 was.

21 CHAIR WEYMOUTH: I hear you. I think if we would
22 allow the Inspector to sit down and if there's a respondent
23 then we will hear that. If not, we can move forward with it
24 seems like the desire of trying to bring a conclusion to this
25 so. If there's nothing else different for the Inspector, I'm

1 assuming, sir, you're here to speak on behalf of the
2 respondent.

3 MR. MITCHELL: Yes I am.

4 CHAIR WEYMOUTH: If you would please approach the
5 lectern and identify yourself.

6 MR. LARSON: [inaudible] a half hour ago.

7 MR. MITCHELL: Good afternoon. Matt Mitchell, the
8 Chappell Group, environmental consultant for the owner.

9 CHAIR WEYMOUTH: I'm sorry, your name again?

10 MR. PHILLIPS: Would you just do me a favor, speak
11 up slowly because I can't, we can't hear you.

12 MR. MITCHELL: Matt Mitchell with the Chappell
13 Group, environmental consultant.

14 MR. PHILLIPS: What's your name?

15 MR. MITCHELL: Matt Mitchell with the Chappell Group
16 we're the environmental --

17 MR. PHILLIPS: Chapeau Group?

18 MR. MITCHELL: Chappell.

19 CHAIR WEYMOUTH: Chappell.

20 MR. PHILLIPS: Oh, okay.

21 MR. MITCHELL: We're an environmental consultant for
22 the owner. I just wanted to provide an update. As far as I
23 know, right now, the reason for the delay, we had an engineer
24 complete a analysis and determined that the seawall along the
25 riverside is stable and that as of right now we have a

1 contractor hired in which to perform a emergency repair and
2 replacement of the segments of the dock on either side of the
3 failing deck. And that, those permits should be in hand in
4 the next thirty to sixty days.

5 CHAIR WEYMOUTH: Have those permits, have those
6 permit applications been presented to the City? Is this the
7 first time the City is hearing this?

8 MR. HERNANDEZ: Yes.

9 MR. MITCHELL: Okay.

10 CHAIR WEYMOUTH: Okay.

11 MR. MITCHELL: The contractor is handling the
12 permitting and as far as I'm aware they're in for a design
13 with final structural plans.

14 CHAIR WEYMOUTH: Okay.

15 MR. MITCHELL: And obviously, the structural plans
16 are to construct the new docks that are going to still allow
17 the facility to operate while allowing demolition of the
18 portion that's broken with the, looking ahead of the overall
19 development in the next six months to do all of the seawall
20 along the property.

21 CHAIR WEYMOUTH: I'm assuming you don't have a
22 permit application number for the application that's being
23 submitted.

24 MR. MITCHELL: I do not, no.

25 CHAIR WEYMOUTH: Okay.

1 MR. MITCHELL: I'm not handling the permitting on
2 this one; it's going to be handled by the contractor.

3 CHAIR WEYMOUTH: Mr. Holland.

4 MR. HOLLAND: Yes, Matt, sorry if I missed it but
5 this is all for the permanent structure of this large facility
6 that's going to be constructed, correct? Or is this a
7 temporary measure --

8 MR. MITCHELL: This is a temporary fix to the
9 problem at hand. We are contracted to do all the design and
10 permitting for the overall seawall and dock design in the
11 future. But for now we are just here addressing the unsafe
12 structure and the contractor is in for permits to get the
13 sections on either side of the failing concrete deck repaired
14 with the intent that the middle piece might be demolished when
15 the contractor's on site doing the work.

16 MR. HOLLAND: Okay, some of this will be
17 incorporated in the permanent design or do you think it's
18 going to be a clean sweep for the permanent design?

19 MR. MITCHELL: The engineer determined that the
20 seawall along the river is stable for now but knowing that
21 we're going to do a repair and replace likely of the whole
22 thing for the overall project, right now it's a temporary fix.

23 MR. HOLLAND: Okay.

24 MR. MITCHELL: And we're coming up with structural
25 means to make what we're going to be using safe while

1 eliminating the current problem.

2 MR. HOLLAND: Okay. Do you know what date you were,
3 you, both parties signed your contract to begin work on this?

4 MR. MITCHELL: I don't have that with me.

5 MR. HOLLAND: And, or the contractor?

6 MR. MITCHELL: Probably within the last thirty days.
7 The contractor, I think, has been on hand for about thirty
8 days.

9 MR. HOLLAND: Okay, and you were guessing, your firm
10 --

11 MR. MITCHELL: About the same.

12 MR. HOLLAND: Okay, thank you.

13 CHAIR WEYMOUTH: I'm not sure if I understand the
14 question you asked but I've got a question I think [inaudible]
15 similar lines.

16 MR. HOLLAND: I'd be glad to explain it.

17 CHAIR WEYMOUTH: When did you -- no --

18 MR. HOLLAND: I thought I was clear.

19 MR. MITCHELL: I'm sorry, the owner --

20 CHAIR WEYMOUTH: No, I have a question I don't think
21 you've touched on or you might have. My question is, when did
22 you, as the design professional, give to the contractor the
23 set of plans to go in and permit with the City?

24 MR. MITCHELL: All right, let me clarify. The
25 owner's rep actually had more information on the, our

1 contractual status, we've been under contract with the owner
2 for sixty days.

3 CHAIR WEYMOUTH: I don't care how long you been
4 under -- when did you give the contractor the set of plans to
5 go to the Building Department to permit? Did you give them to
6 him this morning?

7 MR. MITCHELL: No. The contractor has already done
8 his own design and is currently doing permitting. We are not
9 handling the design or permitting for the emergency seawall
10 repair.

11 CHAIR WEYMOUTH: What, I'm sorry I thought that's
12 what The Chappelle Group was doing for them. What is The
13 Chappelle Group doing for them?

14 MR. MITCHELL: We're here on behalf of them to try
15 to address the situation today knowing that we are going to be
16 doing all the design and permitting for the overall structure
17 in the future.

18 CHAIR WEYMOUTH: Gotcha.

19 INSPECTOR OLIVA: George Oliva --

20 CHAIR WEYMOUTH: Hang on, Inspector, hang on a
21 second.

22 INSPECTOR OLIVA: Okay.

23 CHAIR WEYMOUTH: Joe, I mean John?

24 MR. BARRANCO: Hey Matt.

25 MR. MITCHELL: Yes.

1 MR. BARRANCO: I've got a question. The engineering
2 report you refer to, who was the engineer that went out there?

3 MR. MITCHELL: Dynamic Engineering Solutions.

4 MS. GOLDWIRE: Please speak into the mic, we can't
5 hear you.

6 MR. BARRANCO: So.

7 MR. MITCHELL: I heard you.

8 MR. BARRANCO: You heard me.

9 MR. MITCHELL: Dynamic Engineering Solutions, in
10 Pompano Beach.

11 MR. BARRANCO: Okay, so Dynamic Engineering did the
12 report and do you have a copy of that report with you?

13 MR. MITCHELL: I do. And I can make that available
14 if needed.

15 MR. BARRANCO: Do you have it here?

16 MR. MITCHELL: Yes.

17 MR. BARRANCO: Can we see that?

18 MR. MITCHELL: Sure.

19 MR. BARRANCO: Thank you.

20 INSPECTOR OLIVA: Just for the records, George
21 Oliva, Building Inspector for the City, this is not the same
22 company that met with the Building Official, myself and Alex
23 Hernandez; this is a complete different company first time
24 that we talked to them.

25 MR. HOLLAND: And --

1 CHAIR WEYMOUTH: Go ahead Joe.

2 MR. HOLLAND: In an effort to help clarify, is it
3 true to say that The Chappelle Group is basically functioning
4 as a general permitting consultant to the owner and you have
5 the contractor, the engineers and now they're all together
6 working to get the permits for both the temporary and the
7 permanent. Is that an accurate statement?

8 MR. MITCHELL: That is correct, yes.

9 MR. HOLLAND: Thank you. So it's like a general
10 contractor but in this case a general permitting consultant.

11 MR. PHILLIPS: Who painted the yellow, the orange
12 stripe and put the tape up?

13 MR. MITCHELL: I believe that was the owner in an
14 attempt to address the situation while we have the contractor
15 handling the permitting to do the work.

16 MR. PHILLIPS: Is the owner here?

17 MR. MITCHELL: His representative is, yes.

18 MR. PHILLIPS: Who? Oh.

19 CHAIR WEYMOUTH: While they're looking that over,
20 Thornie, go ahead.

21 MR. JARRETT: What was your intent today to present
22 to the Board? What did you, what were you going to present or
23 ask the Board to do?

24 MR. MITCHELL: Our intent was only to provide an
25 update. The only thing I could request is possibly thirty or

1 sixty days in which for the contractor and the contractor's
2 structural engineer to finalize permits to do the emergency
3 repair for the docks on either side of the area that's failing
4 and get, allow the operation to remain ongoing.

5 MR. JARRETT: Did the, did you and the owner
6 understand that there was a demolition permit already, I mean
7 a demolition order already given by this Board and that we
8 expected something more than what we're getting today?

9 MR. MITCHELL: We weren't involved at that point.
10 So as far as I know, the minute we became involved with the
11 project we consulted with our typical structural engineer to
12 give us an analysis on the overall property looking big
13 picture in the future while we were able to address this
14 current situation.

15 So we are here on that behalf today to get the
16 situation resolved sixty days in which to get the permits for
17 the contractor to actually do the work and at that point if we
18 still need to demolish the section of dock that's unsafe we
19 can do so. But the idea is to have the docks functioning to
20 allow the operations to continue.

21 MR. JARRETT: I'm curious why, because someone must
22 have not understood that we were actually asking for a permit
23 to be applied for --

24 MR. MITCHELL: And it has been.

25 MR. JARRETT: -- Before this hearing.

1 MS. HALE: It has been?

2 MR. MITCHELL: Yes. A permit has been applied for
3 to process the necessary permits through the regulatory
4 agencies in which to get approvals for the proposed dock
5 repair and replacement. And any demolition that --

6 MR. JARRETT: That's the total --

7 MR. MITCHELL: -- and any demolition that goes along
8 with it.

9 MR. JARRETT: Okay. Let me clarify for my own
10 purposes here. I think what you're alluding to is the permit
11 application process to the Corps of Engineers for the new dock
12 for the future.

13 MR. MITCHELL: Correct.

14 MR. JARRETT: That doesn't really address the
15 immediate issue of repairs for public safety reasons to the
16 Building Department. And I think George, your testimony has
17 been that the City has no application for that at this point.

18 INSPECTOR OLIVA: George Oliva, Building Inspector
19 for the City, no. We don't have an application. I checked
20 the computer at two o'clock today before coming here looking
21 for an application. There's nothing on the records showing
22 that they had applied to Broward County or the City of Fort
23 Lauderdale.

24 MR. JARRETT: And the process that you're talking
25 about would be all right if we didn't have, if the owner

1 didn't have a tenant there now --

2 MR. MITCHELL: Um-hm.

3 MR. JARRETT: -- the Water Taxi people, they're a
4 tenant, that are using the property between now and when your
5 large project takes place. We were, we gave the extension,
6 the Board gave the extension of the fifty-six days beyond what
7 we would normally order in an effort not to inconvenience or
8 cause undue hardship to the Water Taxi business.

9 However, it looks like the owner is not really
10 addressing that issue. They're addressing the long-term issue.
11 We wanted something done in the immediate time trying to allow
12 the Water Taxi people to continue to operate and it doesn't
13 sound to me like any of that has been done. Am I incorrect?

14 MR. MITCHELL: To further clarify, the permits that
15 are in-house, they're not in-house with the City. They are
16 in-house from the contractor and the contractor's engineer
17 with the County and the Army Corps in which to do some dock
18 repair and replacement in conjunction with the demolition
19 that's being requested to make the structure safe. We cannot
20 bring a permit application to the City for a building permit
21 until we have the applicable regulatory permits in hand.
22 That's the way we typically handle our docks and seawalls.

23 MR. JARRETT: Well I think what you're --

24 CHAIR WEYMOUTH: That's repaired or new?

25 MR. JARRETT: Yes, I think that --

1 MR. MITCHELL: Either. In this case, the repairs in
2 conjunction with this section has to be demolished it includes
3 pile supportive structures, which requires regulatory approval
4 by the County, the State and the Army Corps as applicable.

5 INSPECTOR OLIVA: George Oliva --

6 CHAIR WEYMOUTH: Not that I'm absolutely positive on
7 this statement but my understanding is that you can seek a
8 permit from the City without having to get the Army Corps to
9 do a repair. Again, I wouldn't --

10 INSPECTOR OLIVA: George Oliva, Building Inspector,
11 that's correct that was a statement that I was going to say.
12 They don't have to go through Broward County or the Army Corps
13 to do a repair of the existing dock, which that's what we ask
14 from them. Even the Building Official said for them to do the
15 repair and then come to the City and apply for the emergency
16 repair permit.

17 And the permit was granted right there at that
18 moment for them to take action. They haven't done anything;
19 they haven't met the requirement of the Building Official of
20 the City of Fort Lauderdale and once again I'm asking the
21 Board to rule that this is an unsafe and probably going to
22 have to move to a stop and desist the business for a while.

23 CHAIR WEYMOUTH: Okay. Is there anybody else that
24 would like to ask the respondent a question? Mr. Barranco?

25 MR. BARRANCO: One comment. I'm going back to what

1 Thornie said originally. We've got an order to demolish. It's
2 great that we've had all this dialogue; we know where we
3 stand, I think the owner's reps know where we stand. There is
4 an order to demolish and the City can act on that now. They
5 didn't really hold up their end of the bargain and I don't
6 know that there is a motion that can be said. So that's all I
7 have to say there.

8 CHAIR WEYMOUTH: Okay.

9 MR. SEITEL: Mr. Chair?

10 CHAIR WEYMOUTH: Yes sir, Mr. Seitel.

11 MR. SEITEL: I didn't have the privilege of being
12 here but I did read the minutes and I note that there is an
13 owner representative --

14 MS. GOLDWIRE: Please speak into the microphone.

15 CHAIR WEYMOUTH: Make sure your microphone is on and
16 bring your singing voice.

17 MR. SEITEL: I was not present but I did read the
18 minutes and it appears that there was an owner representative
19 here who may or may not be this young lady, it's a Miss
20 Viaros? Who made it pretty clear that it was the owner's
21 intent to come back here today and show us that emergency
22 repairs in fact had been made, that they were going to have a
23 letter from an engineer to show exactly what they were going
24 to do. It seems to me that they've exacerbated the situation
25 by putting this hazard of a line across and anybody could

1 cross over. So it seems to me that they've been completely
2 dilatory in all their efforts and that it's pretty clear to me
3 what needs to be done.

4 CHAIR WEYMOUTH: Okay. Anyone else? Thank you.

5 MR. MITCHELL: Closing statement? On behalf of the
6 owner.

7 CHAIR WEYMOUTH: You want to make a closing
8 statement?

9 MR. JARRETT: Sure.

10 MR. MITCHELL: Okay.

11 CHAIR WEYMOUTH: Does that mean no?

12 MR. HOLLAND: No she's in consultation.

13 CHAIR WEYMOUTH: And while we're giving him, just a
14 second. I'm, in front of all of us are little buttons and it
15 will help me instead of trying to see who wants to make a
16 comment if you would just push because it will light up here
17 and I'll be able to recognize that somebody wants to make a
18 comment. I believe it's the bottom button.

19 MR. HOLLAND: I tried, does this --

20 CHAIR WEYMOUTH: You're not lighting me up. Oh,
21 wait a minute, okay, try. I don't have the Mayor's touch.

22 MS. HALE: No.

23 MR. HOLLAND: I think I got the City Manager's
24 touch, mine's all --

25 CHAIR WEYMOUTH: Wait a minute, got it. All right

1 you guys can quit playing with your buttons.

2 MR. SEITEL: Do we push under the "call" or under
3 the "mic."

4 MS. HALE: Don't push other buttons.

5 MR. SEITEL: Push them all.

6 CHAIR WEYMOUTH: Yes ma'am.

7 MR. SEITEL: Under "mic", okay.

8 MR. HOLLAND: They're ready, they're ready.

9 CHAIR WEYMOUTH: Somebody's saying "mic." Okay,
10 sir.

11 MR. MITCHELL: Sorry. Okay, in my limited
12 involvement with the project it's my understanding that the
13 owner has done everything he can in the time allotted in which
14 to get an engineering analysis to fix the problem which we've
15 presented today. Understandably, that might be a little bit
16 late in the game for all you folks having already issued an
17 order.

18 The only thing I can request at this point is a
19 minor extension in which to address if something needs to
20 happen immediately we can proceed with some amount of this
21 work without a permit. City permitting is not my forte. We
22 typically handle all the regulatory permitting and we've done
23 everything we can in which to get the process moving quickly
24 with the understanding that the regulatory agencies take
25 longer and require authorizations that we typically take to

1 the City for a building permits when there's not an emergency
2 demolition order in place.

3 CHAIR WEYMOUTH: Rhonda, guide me, is that a Board
4 decision or is that something that they need to negotiate with
5 the City? As it's now been said by a think three Board
6 members, there's a standing order and I'm not so, I think this
7 was just a call up to sort of hear where they're at and to
8 see, but correct me on what --

9 MS. HASAN: This, Mr. Chair, it was a standing
10 order, on page fifty-three of the minutes the motion that was
11 made formally that was voted on was that the owner was
12 agreeing to make emergency repairs and they had a right to
13 come back to this meeting with proof of the repairs and proof
14 of the contract with a professional engineer and that the
15 Board at this meeting could entertain an extension to the
16 demolition order.

17 CHAIR WEYMOUTH: So would it be my job to ask if
18 there's a Board member that would like to entertain a motion
19 to extend the existing demolition order to see if anybody
20 bites?

21 MS. HASAN: Yes sir.

22 CHAIR WEYMOUTH: Okay.

23 MR. PHILLIPS: Well, I think even if we make the
24 motion and it's seconded and it's voted against, that would
25 make the, ratify the self-effectuating nature of our last

1 order.

2 CHAIR WEYMOUTH: Correct, so.

3 MR. PHILLIPS: Or we don't have to do anything I
4 guess.

5 MS. HASAN: Yes, I --

6 CHAIR WEYMOUTH: That's correct.

7 MS. HALE: Yes.

8 MS. HASAN: Correct.

9 CHAIR WEYMOUTH: All right.

10 MR. LARSON: I prefer just not to do anything. You
11 can go and get your stuff done --

12 CHAIR WEYMOUTH: All right.

13 MR. LARSON: -- get the stuff done and get started
14 and the City has the right to hold back on the demolition.

15 MR. MITCHELL: Okay, I think --

16 CHAIR WEYMOUTH: Is, go ahead.

17 MR. LARSON: But I wouldn't take more than a couple
18 days to get your stuff in to the City because according to
19 what George said you can do it.

20 MR. MITCHELL: Okay. I understand. If the Board can
21 discuss a further extension that's fine. If there's a means
22 and measures we can take to further block off that area from
23 use to make it a little bit more functional in the interim I
24 think that's something we can easily do.

25 CHAIR WEYMOUTH: Well I'm sure once we finish with

1 the public discussion then we'll bring it back to the Board,
2 there may be or there may not be some lively conversation so
3 once we close the public side of this then we'll bring it back
4 for discussion. I don't want to limit you from being able to
5 bring anything you want and if you're done then we'll see if
6 anybody else wants to speak on this behalf and then we'll
7 bring it back. So, if you're done.

8 MR. MITCHELL: Thank you.

9 CHAIR WEYMOUTH: Thank you very much. Joe, do you
10 have a question for him?

11 MR. HOLLAND: Yes, I just heard something about
12 making measures to keep this pathway and boat loading
13 operation open in the interim. But I thought on the other
14 hand we had all determined it was going to be shut down until
15 corrective measures are made.

16 CHAIR WEYMOUTH: They've got the orders in front of
17 them and I think that you're probably accurate. I think --

18 MR. HOLLAND: This thing needs to be shut down for
19 safety.

20 MR. LARSON: It's in the hands of the City, Joe.

21 MR. HOLLAND: I know, I know. But I'm hearing, I
22 don't know if he heard the --

23 CHAIR WEYMOUTH: All right.

24 MR. MITCHELL: Well, I believe there's only --

25 CHAIR WEYMOUTH: So, do you have a question

1 specific to, okay --

2 MR. HOLLAND: No, just, I'll pass.

3 CHAIR WEYMOUTH: Okay. Okay.

4 MR. HOLLAND: I'm just not hearing things right.

5 MR. MITCHELL: I believe there's only a small section
6 that's in serious disrepair that would cause any sort of
7 operational concerns.

8 CHAIR WEYMOUTH: Okay.

9 MR. MITCHELL: The remainder of the property is
10 perfectly functional including the section that was replaced
11 in 2012.

12 MR. PHILLIPS: Have you ever been there?

13 MR. MITCHELL: Yes.

14 MR. HOLLAND: Bottom line, there better be an
15 engineering letter saying whatever pathway you're using is
16 safe and his name is signed on that and he will stand up for
17 the health and welfare of the people using that facility.

18 MR. MITCHELL: Yes, we've provided the report. The
19 report spells out what I mentioned and that we're in for
20 permits to conduct the repairs necessary to fix the safety
21 issue while keeping this, the facility operational in the
22 interim.

23 CHAIR WEYMOUTH: Mr. Barranco?

24 MR. HOLLAND: Sounds like it needs to be shut down
25 until the emergency repairs are made.

1 MR. PHILLIPS: What report are you talking about?

2 MS. HASAN: I don't believe the City's -- I just --

3 MR. MITCHELL: The engineering report I just
4 provided.

5 MS. HASAN: To whom?

6 MR. BARRANCO: We have it here.

7 CHAIR WEYMOUTH: Okay, Mr. Barranco.

8 MR. BARRANCO: Thank you.

9 MR. HOLLAND: We have a picture of a sea wall if you
10 want to see it.

11 CHAIR WEYMOUTH: All right, Mr. Barranco.

12 MR. BARRANCO: Thank you Mr. Chair.

13 MS. HASAN: Yes. The City or the Building Official
14 doesn't have any signed and sealed report.

15 MR. BARRANCO: We do have that report and we can
16 enter that into evidence. Joe's reviewed it, I've reviewed
17 it. It spells out all the damage; it doesn't make
18 recommendations. It's pretty much an evaluation of the
19 existing conditions which agrees --

20 CHAIR WEYMOUTH: What's the date of that report?

21 MR. BARRANCO: It's right after --

22 MR. PHILLIPS: [inaudible] this is a November 10,
23 2014 report.

24 CHAIR WEYMOUTH: Thank you.

25 MR. BARRANCO: It's a November 26, I think, a little

1 bit further in.

2 MR. PHILLIPS: Just, why don't you make copies for
3 the record? But this is November 10.

4 MR. BARRANCO: Right.

5 MR. PHILLIPS: This is January, right?

6 MR. BARRANCO: Yes, but the original, this came
7 before the Board when?

8 MS. HASAN: In November.

9 MR. BARRANCO: In November, right?

10 MR. LARSON: November.

11 MS. HASAN: November 20.

12 MR. BARRANCO: So that was done prior to.

13 MR. PHILLIPS: Why wasn't this given to us before?

14 MR. MITCHELL: I do not know.

15 MR. BARRANCO: Well, if you read through it, it
16 pretty much makes our case so I don't know that I would be
17 volunteering that information but now that we already know
18 there's damage I think that's why they presented it saying,
19 hey, we've got an engineer, we're aware of it. So that's a
20 good thing. A lot of people come up here without engineering.

21 But moving on, what I was going to ask George Oliva
22 and maybe the Assistant Building Official is do you guys have
23 an excavator lined up to tear this seawall down right now or
24 if these guys go ahead and take care of business and make it
25 safe will you call off the excavator? I mean, what's that

1 process like?

2 INSPECTOR OLIVA: Okay, at this moment the only
3 thing that we request and we ask when we had that meeting with
4 the professional designer and the person representing the
5 property owner and the president of the Water Taxi company was
6 to make an emergency repair. They don't have to come to the
7 City to get the permit, just do the repair and then come back
8 with a letter from the professional designer that was present
9 in that meeting telling us the prescribed repair that was done
10 and the emergency that was cured and then the City will allow
11 them enough time to go through the process of going to the
12 engineering corps and everything.

13 But the problem here -- and I want to keep the Board
14 focused on the issue -- is that the order from the Building
15 Official was bypassed. The deadline from the Board was
16 completely forget, they didn't comply with the order from the
17 Board and the dock is still being in use, is still unsafe.

18 The only thing that the City wants is an emergency
19 repair to be done, somebody to come to the City with a letter
20 saying this is the prescribed repair that was done. It can be
21 used, the professional designer, the engineer, the architect
22 have to provide that letter to the Building Official for him
23 to approve it. If not, I don't know what's going to be
24 happen, I don't know what's going to be his decision but let
25 me tell you today he was not a happy person when I showed him

1 the pictures.

2 MR. BARRANCO: So George, that was a great summary,
3 you put it all together.

4 INSPECTOR OLIVA: Right.

5 MR. BARRANCO: So, tomorrow if you go out there and
6 that whole area is gated out and they've put up whatever they
7 need to put up to make it safe --

8 INSPECTOR OLIVA: I would say that's the emergency
9 repair and they would be in compliance.

10 MR. BARRANCO: Okay.

11 MS. HASAN: And if it's like, and if it's still like
12 that, it's most likely that the City will read tag that area
13 against further use and just in the essence of full
14 disclosure, particularly if it's a joint effort from the
15 Building Official and the Fire Marshal, it is a criminal
16 offense to violate a red tag.

17 MR. BARRANCO: So at this point the City has the
18 right to go out there and demolish it. The City will work
19 with you as he just stated but if you get that stuff done
20 before they get the cranes cranked up you should be in good
21 shape. So I suggest you go out there and get it done.

22 MR. MITCHELL: Okay, and the area in question more
23 or less mimics the area that's cordoned off currently by the
24 rope and the painted line. So that area will be --

25 MR. BARRANCO: You'll have to discuss that with that

1 guy right there.

2 MR. MITCHELL: With George.

3 MR. BARRANCO: And he'll tell you exactly what you
4 need to do.

5 MR. MITCHELL: Then that is more than gracious.

6 CHAIR WEYMOUTH: Very good. Thank you.

7 MR. MITCHELL: Thank you.

8 CHAIR WEYMOUTH: Anybody else want to be heard on
9 this before we bring it back to the Board and close the public
10 hearing on it?

11 MR. PHILLIPS: Can I ask the owner's rep --

12 CHAIR WEYMOUTH: I'm sorry, yes, go ahead, I'm sorry
13 I didn't see your light on.

14 MR. PHILLIPS: Can I speak to the owner's rep since
15 she's here?

16 MS. KETOR: She wasn't sworn in.

17 MS. GOLDWIRE: She was not sworn in.

18 MR. PHILLIPS: Well, could we do it now?

19 MS. GOLDWIRE: If she wants. Do you want to be
20 sworn?

21 MS. HERNANDEZ: Okay, I [inaudible]

22 CHAIR WEYMOUTH: Hang on just a second, she's going
23 to go ahead and swear you in.

24 MS. HERNANDEZ: Hi everyone.

25 CHAIR WEYMOUTH: Good afternoon ma'am, could you

1 state your name for the record please?

2 MS. HERNANDEZ: Alena Hernandez.

3 CHAIR WEYMOUTH: I'm sorry?

4 MS. HERNANDEZ: Alena Hernandez.

5 MR. PHILLIPS: How are you related to the property
6 owner?

7 MS. HERNANDEZ: I am his executive assistant.

8 MR. PHILLIPS: Who is the owner?

9 MS. HERNANDEZ: Asaf Cymbal. Cymbal Development.

10 MR. PHILLIPS: Cymbal Development?

11 MS. HERNANDEZ: Yes.

12 MR. PHILLIPS: Okay. And right now, I understand
13 that the long-term plan is to develop this property.

14 MS. HERNANDEZ: Um-hm.

15 MR. PHILLIPS: Short term, in the long term this
16 dock and the seawall and the vertical, as Mr. Holland so
17 professionally -- it's all going to be gone and redone
18 properly.

19 MS. HERNANDEZ: Um-hm.

20 MR. PHILLIPS: All right. This report, which I just
21 saw shows that everything needs to be removed. So, long term
22 it's going to be a beautiful development.

23 MS. HERNANDEZ: Of course.

24 MR. PHILLIPS: Short term, is anyone, the whole
25 purpose of asking for an extension so you can continue to rent

1 the dock to the Water Taxi?

2 MS. HERNANDEZ: M-hm.

3 MR. PHILLIPS: Is that it? Is that the only reason
4 we've been discussing this?

5 MS. HERNANDEZ: To my understanding, I was not --

6 MR. PHILLIPS: You don't really know much about this
7 do you?

8 MS. HERNANDEZ: I am just here to listen.
9 [inaudible]

10 MR. PHILLIPS: Okay. So, how many Water Taxi boats
11 dock up to this [inaudible]

12 MS. HERNANDEZ: I don't have that file with me, I
13 didn't come --

14 MR. PHILLIPS: Does the public actually get off the
15 Water Taxi there?

16 MS. HALE: No. No.

17 MR. LARSON: No.

18 MR. PHILLIPS: Or is this after they've gotten off?

19 MR. PHILLIPS: They're just storing the boats there.

20 MR. LARSON: Just to help staff. Just to help,
21 that's all.

22 MS. HERNANDEZ: That's what I'm assuming. I don't
23 have that information with me.

24 MR. PHILLIPS: Okay. Have we asked the Water Taxi
25 to come in and have them build a temporary platform for safety

1 MS. GOLDWIRE: Absolutely.

2 MR. JARRETT: Okay.

3 MS. HALE: I go back more.

4 MR. JARRETT: I think Pat wants to look through it.

5 MS. HALE: I'm still looking at the pretty pictures.

6 CHAIR WEYMOUTH: Is that the [inaudible].

7 MR. JARRETT: That was it.

8 CHAIR WEYMOUTH: Okay. Is there anything else
9 before we, well, is there anything else? Then I would ask if
10 there is anybody here that wants to entertain a motion to
11 extend the order. Hearing none, sounds like the order will
12 stand.

13 MR. PHILLIPS: What? Oh, actually, I'd like to make
14 a motion we grant a thirty-day extension of time for them to
15 conduct emergency repairs. And if someone seconds that and
16 it's voted on unanimously no, I think that tells a pretty
17 strong statement.

18 CHAIR WEYMOUTH: Well, it's not going to be voted
19 unanimously no if, you're, well, I guess I'll see where it
20 [inaudible]

21 MR. PHILLIPS: Well, I'd like, I move that we grant
22 a thirty-day extension to --

23 MR. HOLLAND: For the sake of documentation, I will
24 second that motion.

25 MR. PHILLIPS: Okay.

1 MR. PHILLIPS: Okay.

2 CHAIR WEYMOUTH: All right. Any further discussion
3 to a thirty-day extension to the existing demolition order?
4 Hearing none, we'll put it to a --

5 MR. CROGNALE: I think the Board is getting gamed.

6 CHAIR WEYMOUTH: Okay. Hearing none, we're going to
7 put it to a vote. All in favor say aye.

8 BOARD MEMBERS: [no response]

9 CHAIR WEYMOUTH: All in favor say no.

10 BOARD MEMBERS: No.

11 CHAIR WEYMOUTH: Any abstentions?

12 MR. BARRANCO: For the record, for the record, any
13 opposed said no.

14 CHAIR WEYMOUTH: Okay.

15 MR. HOLLAND: And we heard none saying yea.

16 CHAIR WEYMOUTH: Basically, there is no extension of
17 the demolition order. So that concludes that case. Is there
18 anything else from the City?

19 MS. GOLDWIRE: No, there is not, that I know of.

20 CHAIR WEYMOUTH: Okay. And the minutes have been
21 approved so --

22 MS. HASAN: Mr. Chair, we have sort of separately
23 consulted doing a quick review, and it appears that the vote
24 for Chair and Vice Chair should have occurred at the October
25 meeting.

1 MS. HASAN: That's just a preliminary opinion. Like
2 I said I was going to try to do my best to --

3 CHAIR WEYMOUTH: So, is it suggested that we hold
4 that election now?

5 MS. HALE: Sure, why not?

6 MR. HOLLAND: Haven't had time to think about it.

7 CHAIR WEYMOUTH: How much time you need Thornie, I
8 mean Joe?

9 MS. HASAN: I mean, again, I would, I would, I'm
10 going to defer to the Chair on that. I mean, it's not --

11 CHAIR WEYMOUTH: Let's go ahead and, let's, if we're
12 past due since October, let's go ahead and do it, so.

13 MR. BARRANCO: Could I suggest one other thing,
14 because we were also talking, and I think Joe had mentioned
15 it, was the term limits.

16 CHAIR WEYMOUTH: Okay.

17 MR. BARRANCO: And we talked about that before.

18 CHAIR WEYMOUTH: I think she checked into that
19 right? Because I was wondering --

20 MS. HASAN: No, that was one of the things I wanted
21 to check into. And that would require me to talk to the City
22 Clerk. I wouldn't have access to that information

23 MR. BARRANCO: Well, I'm just really curious about
24 that Mike because I have been extended several times beyond --

25 CHAIR WEYMOUTH: I don't know, I think that that may

1 go for a variety of us, because I'd venture to say that the
2 two gentlemen to your left are the only new people since I've
3 joined this panel. I actually don't, I'm sorry, but --

4 MR. HOLLAND: And --

5 CHAIR WEYMOUTH: There's, if that's the case,
6 they're going to be up here with only a handful of panelists
7 and moving on. So I don't, I almost want to say that's a moot
8 thing. I know I've been extended. I don't know what the term
9 limit is.

10 MR. HOLLAND: It's been my honor and pleasure
11 working with all of you and I thank you very much for your
12 attention in these matters.

13 MR. BARRANCO: So, I think I'd be worth looking into
14 just so that every case that we've tried in the last however
15 many years doesn't suddenly come back.

16 CHAIR WEYMOUTH: Ian, you want to add to this?

17 MR. SEITEL: Yes, I just, it looks like the Section
18 9-24, Section 9-248 talks about, three members shall be
19 appointed for a term of two years; three members for the term
20 of three years. And, this is the initial Board --

21 CHAIR WEYMOUTH: I was going to say, that's at the
22 initiation.

23 MR. SEITEL: -- and thereafter, all appointees shall
24 be to a term of three years, provided however that a term in
25 all instances shall continue until a successor is appointed

1 and qualified.

2 MR. BARRANCO: There you go.

3 CHAIR WEYMOUTH: So there is no term limit; it's
4 just a three-year appointment.

5 MS. HALE: No.

6 MR. BARRANCO: No.

7 CHAIR WEYMOUTH: So, is there anything else that you
8 want to vet or clear before we do this?

9 MS. HASAN: Not for me, no.

10 CHAIR WEYMOUTH: All right.

11 MS. HASAN: Unless the Board wants me to look into
12 anything else, I'm -- I'd leave it to your discretion

13 CHAIR WEYMOUTH: So, with that said, why don't we go
14 ahead and have a Board election?

15 MR. HOLLAND: I'm not looking to obtain the Chair
16 from the Vice Chairman position, but I do think I might be in
17 order I would like to nominate Thornie Jarrett for Chair and
18 do I have a second?

19 MR. PHILLIPS: What was that motion again, Joe?

20 MS. HALE: Thornie.

21 MR. HOLLAND: Thornie, Thornie Jarrett for Chair.

22 MR. BARRANCO: I'd second that.

23 MR. PHILLIPS: How about you, Thornie, would you
24 like to enjoy that position?

25 MR. JARRETT: I've chaired other committees and

1 Boards so I don't have a problem with it. Okay.

2 CHAIR WEYMOUTH: So, we have a motion and a second.
3 All in favor say aye.

4 BOARD MEMBERS: Aye.

5 CHAIR WEYMOUTH: Any opposed? Okay, we have a
6 Chair. Can we have an appointment for Vice Chair?

7 MR. HOLLAND: I would like to nominate Michael
8 Weymouth for Vice Chair. Do I have a second?

9 MS. HALE: I will.

10 CHAIR WEYMOUTH: Okay, we have a motion --

11 MR. CROGNALE: Who was that? I missed that one.

12 MR. HOLLAND: Michael Weymouth, this gentleman right
13 here.

14 MR. CROGNALE: Oh, Michael.

15 CHAIR WEYMOUTH: And before we vote on that, I would
16 like to nominate John Barranco. I think --

17 MR. LARSON: I'll second that.

18 CHAIR WEYMOUTH: So, now I'm not sure how we do
19 this, if it's a rock, paper, scissors thing.

20 MR. HOLLAND: Well, discussion, I guess.

21 CHAIR WEYMOUTH: Okay, let's have discussion.

22 MR. HOLLAND: I think attendance, ability to attend,
23 and yours has been immaculate Mike, and that's going to serve
24 well as Vice Chair. But you've got to, I personally, I miss a
25 lot of meetings because of travel, and I'm not, wouldn't be

1 good in that capacity. Mr. Barranco, although the
2 qualifications are beyond reproach, as we know there's a late,
3 sometimes a lateness issue, I must disclose and there's also
4 an, and there's some absentee issues that are of concern to
5 me.

6 MR. BARRANCO: I feel like I'm back in grade school.

7 MR. HOLLAND: I know. Well, architects are good at
8 some things but punctuality isn't one of them.

9 MR. BARRANCO: Well I --

10 MR. HOLLAND: That, I just want to point that out.
11 It's the Board's pleasure. Just wanted to put that out there
12 as a consideration. Mike is, been and done a tremendous job
13 and I think it's important to have a Chair, Thornie's got
14 good, he's always, always here virtually, and I think it's
15 good that we have the Chair and Vice Chair very readily
16 available to this and not miss many meetings or be late. But
17 I think John could commit to better punctuality.

18 MR. BARRANCO: I will second that. Not that it was
19 a motion, but I agree.

20 CHAIR WEYMOUTH: Are there any other nominations? I
21 would imagine probably the thing to do is to do a roll call,
22 yes? No? That's what I would probably suggest.

23 MR. HOLLAND: You should call the roll and vote.

24 CHAIR WEYMOUTH: And I'll be the jump vote.

25 MR. BARRANCO: I'll make it easy. I do not accept

1 the nomination.

2 MR. HOLLAND: Aw, Come on John.

3 CHAIR WEYMOUTH: I do not accept the nomination
4 either, so.

5 MR. HOLLAND: Come on.

6 MR. BARRANCO: So there you go.

7 MR. HOLLAND: We said all those nice things about
8 you for nothing.

9 CHAIR WEYMOUTH: It's the only reason we let you
10 carry on.

11 MR. BARRANCO: You didn't say anything nice about
12 me, Joe.

13 MS. HALE: But he just wanted to hear them.

14 MR. HOLLAND: You only heard what you wanted to.

15 MS. HALE: Are you sure?

16 CHAIR WEYMOUTH: So we're back to square one. Let's
17 find a nomination for Vice Chair. Somebody want to nominate
18 someone different.

19 MR. CROGNALE: Yes, I'd like to make a nomination
20 for the Vice Chair, the gentleman to the right of Ms. Hale.

21 CHAIR WEYMOUTH: Give us a name please Joe.

22 MR. CROGNALE: Don Larson.

23 MR. LARSON: No.

24 MR. CROGNALE: That's also a no?

25 MR. LARSON: I don't care. I think [inaudible] did

1 an excellent job and I think the Board needs to give him a
2 vote of confidence and let's put him back in because he's done
3 a tremendous job.

4 MR. CROGNAL: He declined.

5 CHAIR WEYMOUTH: Who?

6 MR. LARSON: You.

7 MS. HALE: You.

8 MR. HOLLAND: Oh.

9 CHAIR WEYMOUTH: As Vice Chair?

10 MR. LARSON: Yes.

11 CHAIR WEYMOUTH: I believe in mixing the pot. So I
12 think that, I, first of all, loved chairing this Board, I
13 think it's a great Board, but I also believe that, you know,
14 if there's going to be change, let's effect change and put
15 different people in there, so.

16 MR. HOLLAND: But on the other hand, the Vice Chair
17 has rarely had to step up because of your ability to be in the
18 Chair.

19 MR. LARSON: I don't care, as long as --

20 MR. HOLLAND: And I think it's just good to, Mike it
21 would be great to have you backing Thornie up in the event he
22 had to, couldn't make a meeting. That would be very important
23 to all of us.

24 CHAIR WEYMOUTH: What are the chances of you not
25 being at a meeting that Thornie's not at?

1 MR. HOLLAND: Who me?

2 CHAIR WEYMOUTH: Yes.

3 MR. HOLLAND: Not too many but, you know, if nobody
4 else is going to do it, I'd do it for the Board, but I think
5 I'd rather have you in as Vice Chair.

6 MR. CROGNALE: Take one for the team, Joe.

7 CHAIR WEYMOUTH: We've got five other members that
8 could be nominated for Vice Chair. Does somebody want to make
9 a different nomination?

10 MR. PHILLIPS: I think we should have gender
11 equality --

12 MS. HALE: No.

13 MR. PHILLIPS: -- so I would like to nominate Pat.

14 CHAIR WEYMOUTH: I second that. Talk about
15 attendance!

16 MR. PHILLIPS: Perfect.

17 CHAIR WEYMOUTH: Perfect attendance.

18 MS. HALE: Oh good, I get a star.

19 MR. PHILLIPS: [inaudible]

20 CHAIR WEYMOUTH: She hasn't said "no", that's a good
21 sign

22 MR. BARRANCO: That is, she's like Hillary Clinton.

23 MS. HALE: No, I will say that next to Thornie I am
24 the longest serving member of the Board, but I also chaired
25 the Code Enforcement Board. It's a lot of responsibility and

1 as Vice Chair, I just prefer not to. Thank you.

2 CHAIR WEYMOUTH: Okay. Let's do this, is there
3 anybody here that would like to be Vice Chair, raise their
4 hand. Do we --

5 MR. HOLLAND: [raised hand]

6 MR. BARRANCO: Thank you.

7 CHAIR WEYMOUTH: All right, so back to the, you're
8 going to be Vice Chair.

9 MR. BARRANCO: So , we don't have to vote on that
10 one.

11 MR. HOLLAND: If you vote on it.

12 CHAIR WEYMOUTH: Okay. So with that being said,
13 unless there's further discussion the election is for Thornie
14 to be the Chair and Joe Holland to be the Vice Chair. All in
15 favor say aye.

16 BOARD MEMBERS: Aye.

17 CHAIR WEYMOUTH: Any opposed? Hearing none, our
18 Board is set. Do we need a treasurer, secretary?

19 MS. HALE: Attendance, maybe an attendance person?

20 CHAIR WEYMOUTH: Huh?

21 MR. HOLLAND: Hey, I could do that.

22 CHAIR WEYMOUTH: All right, anything else?

23

24 **COMMUNICATION TO THE CITY COMMISSION** INDEX

25 CHAIR WEYMOUTH: Anybody want to communicate

1 anything to our fair City leaders?

2 MR. HOLLAND: I got some grave concerns about some
3 of the engineering aspects that affect this Board here at the
4 City. Gentleman, gentlemen, I need your attention. I'm very,
5 I don't take this matter lightly, but I just have grave
6 concerns with some of the issues that come up with technical
7 abilities at this City involving our Board, Historic
8 Preservation Boards, and how things are being controlled and
9 withheld and downright quashed at times. I've seen it in this
10 Board and I just urge my colleagues to perhaps offer a
11 recommendation that the good Commission of the City of Fort
12 Lauderdale consider an immediate search for a new City Manager
13 and I would ask for a second.

14 MR. PHILLIPS: [Whistles]

15 MS. HALE: Ooh.

16 MR. LARSON: I'm not seconding that.

17 CHAIR WEYMOUTH: Okay? I don't hear a second Joe.
18 Anything else?

19 MR. HOLLAND: Thanks for listening.

20 CHAIR WEYMOUTH: Any communication to the City
21 Commissioners, the Mayor?

22 MR. LARSON: I make a motion we adjourn.
23
24
25

Other Items and Announcements

INDEX


None.

FOR THE GOOD OF THE CITY

INDEX

No comments.

[Meeting concluded at 4:30 p.m.]


BOARD CLERK
THORNIE JARRETT, CHAIR

[Minutes prepared by: J. Opperlee, Prototype, Inc.]

CERTIFICATION

I hereby certify that I have recorded and transcribed the City of Fort Lauderdale Unsafe Structures Board meeting held January 15, 2015, at 3:00 p.m., City Hall, 100 North Andrews Avenue, 1st Floor Commission Chambers, Fort Lauderdale, Florida.

Dated at Ft. Lauderdale, Broward County, Florida, this 19 day of February, 2015.

PROTOTYPE, INC.


JAMIE OPPERLEE


Recording Clerk

SWORN TO and SUBSCRIBED before me by JAMIE OPPERLEE who is personally known to me and who signed the foregoing for the purposes therein expressed.

DATED this 20th day of FEBRUARY, 2015.



D.J. GROSSFELD
MY COMMISSION # EE 005059
EXPIRES: APR 26, 2015
Banded With Budget History Services


NOTARY PUBLIC
State of Florida